

JOURNAL

OF THE

House of Representatives

OF THE

2009

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

**FIRST
SESSION 2009**

VOLUME I

This publication is printed on permanent, acid-free paper in compliance with the General Statutes of the State of North Carolina. 332 copies of this publication were printed at a cost of \$30.78 per two volume set.



OFFICERS AND MEMBERS
OF THE
HOUSE OF REPRESENTATIVES
FIRST SESSION 2009

Joe Hackney, *Speaker*.....Chapel Hill, Orange County
 William L. Wainwright, *Speaker Pro Tempore* Havelock, Craven County
 Denise G. Weeks, *Principal Clerk*..... Raleigh, Wake County
 Robert R. Samuels, *Sergeant-at-Arms*Charlotte, Mecklenburg County

REPRESENTATIVES

- 1st District: Camden, Currituck, Pasquotank, and Tyrrell.
 William C. Owens, Jr. (D) Pasquotank.....Elizabeth City
- 2nd District: Chowan, Dare, Hyde, and Washington.
 Timothy L. Spear (D) WashingtonCreswell
- 3rd District: Craven (Part) and Pamlico.
 Alice Graham Underhill (D) Craven..... New Bern
- 4th District: Duplin and Onslow (Part).
 Russell E. Tucker (D) Duplin Pink Hill
- 5th District: Bertie, Gates, Hertford, and Perquimans.
 Annie W. Mobley (D).....Hertford Ahoskie
- 6th District: Beaufort and Pitt (Part).
 Arthur Williams (D) Beaufort Washington
- 7th District: Halifax (Part) and Nash (Part).
 Angela R. Bryant (D).....Nash Rocky Mount
- 8th District: Martin and Pitt (Part).
 Edith D. Warren (D) Pitt..... Farmville
- 9th District: Pitt (Part).
 Marian N. McLawhorn (D).....Pitt.....Grifton

- 10th District: Greene, Lenoir (Part), and Wayne (Part).
R. Van Braxton (D).....Lenoir.....Kinston
- 11th District: Wayne (Part).
Efton M. Sager (R) Wayne.....Goldsboro
- 12th District: Craven (Part) and Lenoir (Part).
William L. Wainwright (D) Craven..... Havelock
- 13th District: Carteret and Jones.
Pat McElraft (R) Carteret Emerald Isle
- 14th District: Onslow (Part).
George G. Cleveland (R) Onslow.....Jacksonville
- 15th District: Onslow (Part).
W. Robert Grady (R) Onslow.....Jacksonville
- 16th District: New Hanover (Part) and Pender (Part).
Carolyn H. Justice (R) Pender.....Hampstead
- 17th District: Brunswick (Part).
*Bonner L. Stiller (R) Brunswick..... Oak Island
(Frank Iler - Appointed 6/18/2009)
- 18th District: New Hanover (Part) and Pender (Part).
Sandra Spaulding Hughes (D).... New Hanover..... Wilmington
- 19th District: New Hanover (Part).
Daniel F. McComas (R)..... New Hanover..... Wilmington
- 20th District: Brunswick (Part) and Columbus.
Dewey L. Hill (D)..... Columbus..... Lake Waccamaw
- 21st District: Sampson (Part) and Wayne (Part).
Larry M. Bell (D)..... Sampson..... Clinton
- 22nd District: Bladen and Cumberland (Part).
William D. Brisson (D)..... Bladen..... Dublin
- 23rd District: Edgecombe (Part) and Wilson (Part).
Joe P. Tolson (D)..... Edgecombe. Pinetops
- 24th District: Edgecombe (Part) and Wilson (Part).
Jean Farmer-Butterfield (D).... Wilson..... Wilson

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- 25th District: Nash (Part).
Randy Stewart (D).....Nash Rocky Mount
- 26th District: Johnston (Part).
N. Leo Daughtry (R)..... JohnstonSmithfield
- 27th District: Northampton, Vance (Part), and Warren.
Michael H. Wray (D).....Northampton..... Gaston
- 28th District: Johnston (Part) and Sampson (Part).
James H. Langdon, Jr. (R) Johnston Angier
- 29th District: Durham (Part).
Larry D. Hall (D) Durham Durham
- 30th District: Durham (Part).
Paul Luebke (D)..... Durham Durham
- 31st District: Durham (Part).
Henry M. Michaux, Jr. (D) Durham Durham
- 32nd District: Granville and Vance (Part).
James W. Crawford, Jr. (D) Granville Oxford
- 33rd District: Wake (Part).
**Daniel T. Blue, Jr. (D) Wake Raleigh
(Rosa U. Gill - Appointed 6/18/2009)
- 34th District: Wake (Part).
D. Grier Martin, III (D)..... Wake Raleigh
- 35th District: Wake (Part).
Jennifer Weiss (D) Wake Cary
- 36th District: Wake (Part).
Nelson Dollar (R) Wake Cary
- 37th District: Wake (Part).
Paul Stam (R)..... Wake Apex
- 38th District: Wake (Part).
Deborah K. Ross (D) Wake Raleigh

- 39th District: Wake (Part).
 ***Darren G. Jackson (D)..... Wake Raleigh
 (Linda Coleman - Resigned 1/11/2009)
- 40th District: Wake (Part).
 Marilyn Avila (R) Wake Raleigh
- 41st District: Wake (Part).
 Ty Harrell (D)..... Wake Raleigh
 (Resigned 9/20/2009)
- 42nd District: Cumberland (Part).
 Marvin W. Lucas (D)..... CumberlandSpring Lake
- 43rd District: Cumberland (Part).
 Elmer Floyd (D)..... CumberlandFayetteville
- 44th District: Cumberland (Part).
 Margaret Highsmith Dickson (D)...CumberlandFayetteville
 (Resigned 1/21/2010)
- 45th District: Cumberland (Part).
 Rick Glazier (D) CumberlandFayetteville
- 46th District: Hoke (Part), Robeson (Part), and Scotland (Part).
 Douglas Y. Yongue (D) ScotlandLaurinburg
- 47th District: Robeson (Part).
 Ronnie N. Sutton (D)..... Robeson Pembroke
- 48th District: Hoke (Part), Robeson (Part), and Scotland (Part).
 Garland E. Pierce (D) Scotland Wagram
- 49th District: Franklin, Halifax (Part), and Nash (Part).
 Lucy T. Allen (D) Franklin..... Louisburg
- 50th District: Caswell and Orange (Part).
 Bill Faison (D) Orange Cedar Grove
- 51st District: Harnett (Part) and Lee.
 Jimmy L. Love, Sr. (D)..... Lee Sanford
- 52nd District: Moore (Part).
 James L. Boles, Jr. (R)..... Moore..... Carthage

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- 53rd District: Harnett (Part).
David R. Lewis (R).....HarnettDunn
- 54th District: Chatham, Moore (Part), and Orange (Part).
Joe Hackney (D) Orange Chapel Hill
- 55th District: Durham (Part) and Person.
W. A. (Winkie) Wilkins (D) Person Roxboro
- 56th District: Orange (Part).
Verla C. Insko (D) Orange Chapel Hill
- 57th District: Guilford (Part).
Pricey Harrison (D)..... Guilford.....Greensboro
- 58th District: Guilford (Part).
Alma Adams (D)..... Guilford Greensboro
- 59th District: Guilford (Part).
Maggie Jeffus (D) Guilford Greensboro
- 60th District: Guilford (Part).
Earl Jones (D) Guilford Greensboro
- 61st District: Guilford (Part).
Laura I. Wiley (R)..... Guilford High Point
- 62nd District: Guilford (Part).
John M. Blust (R) Guilford Greensboro
- 63rd District: Alamance (Part).
Alice L. Bordsen (D) AlamanceMebane
- 64th District: Alamance (Part).
***Cary D. Allred (R) Alamance Burlington
(Dan W. Ingle - Appointed 6/12/2009)
- 65th District: Rockingham (Part).
Nelson Cole (D)..... Rockingham..... Reidsville
- 66th District: Montgomery (Part) and Richmond.
Melanie Wade Goodwin (D).... Richmond..... Rockingham
- 67th District: Montgomery (Part), Stanly, and Union (Part).
Justin P. Burr (R) StanlyAlbemarle

- 68th District: Union (Part).
Curtis Blackwood, Jr. (R) UnionMatthews
- 69th District: Anson and Union (Part).
Pryor Gibson (D) Anson..... Wadesboro
- 70th District: Randolph (Part).
Pat B. Hurley (R) Randolph..... Asheboro
- 71st District: Forsyth (Part).
Larry Womble (D) Forsyth Winston-Salem
- 72nd District: Forsyth (Part).
Earline W. Parmon (D) Forsyth Winston-Salem
- 73rd District: Davidson (Part) and Forsyth (Part).
Larry R. Brown (R)..... Forsyth Kernersville
- 74th District: Forsyth (Part).
Dale R. Folwell (R)..... Forsyth Winston-Salem
- 75th District: Forsyth (Part).
William C. McGee (R)..... Forsyth Clemmons
- 76th District: Rowan (Part).
Fred F. Steen, II (R)..... Rowan.....Landis
- 77th District: Rowan (Part).
Lorene Coates (D)..... Rowan..... Salisbury
- 78th District: Randolph (Part).
Harold J. Brubaker (R) Randolph..... Asheboro
- 79th District: Davie and Iredell (Part).
Julia C. Howard (R) Davie.....Mocksville
- 80th District: Davidson (Part).
Jerry C. Dockham (R)..... Davidson.....Denton
- 81st District: Davidson (Part).
Hugh Holliman (D)..... Davidson Lexington

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- 82nd District: Cabarrus (Part).
Jeffrey L. Barnhart (R)..... Cabarrus.....Concord
- 83rd District: Cabarrus (Part).
Linda P. Johnson (R) Cabarrus..... Kannapolis
- 84th District: Avery, Caldwell (Part), Mitchell, and Yancey (Part).
Phillip Frye (R)..... Mitchell..... Spruce Pine
- 85th District: Burke (Part) and McDowell.
Mitch Gillespie (R) McDowell Marion
- 86th District: Burke (Part).
Hugh Blackwell (R)..... Burke Valdese
- 87th District: Caldwell (Part).
Edgar V. Starnes (R)..... Caldwell..... Hickory
- 88th District: Alexander and Catawba (Part).
Ray Warren (D) Alexander.....Hiddenite
- 89th District: Catawba (Part) and Iredell (Part).
Mitchell S. Setzer (R) Catawba Catawba
- 90th District: Alleghany and Surry (Part).
Sarah Stevens (R) Surry Mount Airy
- 91st District: Rockingham (Part) and Stokes.
Bryan R. Holloway (R)..... Stokes..... King
- 92nd District: Iredell (Part), Surry (Part), and Yadkin.
Darrell G. McCormick (R)..... Yadkin Yadkinville
- 93rd District: Ashe and Watauga.
Cullie M. Tarleton (D)..... Watauga..... Blowing Rock
- 94th District: Wilkes.
Shirley Randleman (R) Wilkes..... Wilkesboro
- 95th District: Iredell (Part).
Grey Mills (R) Iredell..... Mooresville
- 96th District: Catawba (Part).
Mark K. Hilton (R) Catawba Conover

- 97th District: Lincoln.
Johnathan Rhyne (R) Lincoln..... Lincolnton
- 98th District: Mecklenburg (Part).
Thom Tillis (R) Mecklenburg..... Cornelius
- 99th District: Mecklenburg (Part).
Nick Mackey (D) Mecklenburg..... Charlotte
- 100th District: Mecklenburg (Part).
Tricia Ann Cotham (D) Mecklenburg..... Charlotte
- 101st District: Mecklenburg (Part).
Beverly M. Earle (D) Mecklenburg..... Charlotte
- 102nd District: Mecklenburg (Part).
Becky Carney (D) Mecklenburg..... Charlotte
- 103rd District: Mecklenburg (Part).
Jim Gulley (R) Mecklenburg..... Matthews
- 104th District: Mecklenburg (Part).
Ruth Samuelson (R) Mecklenburg..... Charlotte
- 105th District: Mecklenburg (Part).
Ric Killian (R) Mecklenburg..... Charlotte
- 106th District: Mecklenburg (Part).
Martha B. Alexander (D) Mecklenburg..... Charlotte
- 107th District: Mecklenburg (Part).
Kelly M. Alexander, Jr. (D) Mecklenburg..... Charlotte
- 108th District: Gaston (Part).
Wil Neumann (R)..... Gaston..... Belmont
- 109th District: Gaston (Part).
William A. Current, Sr. (R) Gaston..... Gastonia
- 110th District: Cleveland (Part) and Gaston (Part).
Pearl Burris-Floyd (R) Gaston..... Dallas

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- 111th District: Cleveland (Part).
Tim Moore (R)..... Cleveland..... Kings Mountain
- 112th District: Cleveland (Part) and Rutherford.
Bob England, M.D. (D)..... Rutherford.....Ellenboro
- 113th District: Henderson (Part), Polk, and Transylvania.
W. David Guice (R) TransylvaniaBrevard
- 114th District: Buncombe (Part).
Susan C. Fisher (D)..... Buncombe Asheville
- 115th District: Buncombe (Part).
Bruce Goforth (D)..... Buncombe Asheville
- 116th District: Buncombe (Part).
Jane Whilden (D)..... Buncombe Asheville
- 117th District: Henderson (Part).
Carolyn K. Justus (R)..... Henderson Hendersonville
- 118th District: Haywood (Part), Madison, and Yancey (Part).
Ray Rapp (D)..... Madison Mars Hill
- 119th District: Haywood (Part), Jackson, Macon (Part), and Swain.
R. Phillip Haire (D)..... Jackson..... Sylva
- 120th District: Cherokee, Clay, Graham, and Macon (Part).
Roger West (R) Cherokee..... Marble

*Rep. Bonner L. Stiller resigned 6/15/09
 **Rep. Daniel T. Blue, Jr. resigned 5/19/09
 ***Rep. Darren G. Jackson appointed 1/26/09
 ****Rep. Cary D. Allred resigned 6/1/09

HOUSE JOURNAL

SESSION 2009

FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, January 28, 2009

This day, in accordance with the Constitution of the State of North Carolina and G.S. 120-11.1, which fixes the date for the meeting of the General Assembly of North Carolina, the Members of the House of Representatives assemble in the House Chamber of the State Legislative Building in the City of Raleigh at 12:00 Noon and are called to order by the Honorable Denise G. Weeks, Principal Clerk of the 2007 House of Representatives.

The following prayer is offered by the Reverend Jim Harry, Trinity United Methodist Church, Raleigh, North Carolina:

"Almighty God:

"Today is a day of new beginnings; and we greet You with gratitude for the gift of this new Legislative Session. We admit that we are filled with both excitement and deep concern...excitement for the call to serve, the ceremony of this day and the future of our leadership to our State that this day provides. Deep concern because we, along with our counterparts around the country, understand the complexity and somberness that accompanies the economic uncertainty across our great land that will require this Body's intense efforts in doing our part to try and right the ship. O God, because we are a people of hope, we ask Thee to grant us the wisdom to see our concerns as opportunities for leadership and recovery. Moreover, we implore Thee to provide us with the discernment for all the cooperation necessary from everyone involved throughout the process for every piece of legislation that finds its way to the floor of this hallowed Chamber. But, for now, on this day and at this moment, may we celebrate the collective voices of the people of North Carolina as we welcome one another into this 148th Legislative Session of the North Carolina House of Representatives. Abundantly pour out Your mercy, we humbly pray. Amen."

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The Principal Clerk leads the Body in the Pledge of Allegiance.

A leave of absence is granted Representative McElraft for today.

The following children, who are relatives of the Members, serve as Honorary Pages for today: Daisy Ashman, Tristan Beal, Glenn E. Boles, Jarrett Burr, Ashley Marie Burris, Brandon Carpenter, Maggie Collins, Taylor Courtney, George Current, Henry Current, Jack Current, William "Tripp" Current, III, Bright Dickson, Ian Dollar, Breck Faison, Chasie Faison, Courtney Faison, Stone Faison, Clay Farland, Margaret Farland, Emma Gibson, Ry Gibson, Mark Griffin, Leighton Harrell, David Hixson, Caroline Crawford Hoyle, Thomas Insko, Emma Rose Isom, Rachel Marie Isom, Alyssa Jackson, Jack Jackson, Logan Jackson, Regan Taylor Johnson, Sawyer Franklin Johnson, Sydney Pennell Johnson, Leah E. Leak, Aaron Ty Lindsay, Danica Lucas, Demarcus Lucas, Winfred Harris Mackey, Emmit McCormick, Olivia McCormick, Ellis Henry McGee, Alan McLawhorn, Sam McLawhorn, Taishu McLawhorn, Alexandria Mills, Grant Mills, Grey Mills, Asher Neumann, Erick Neumann, Caroline Owens, Alex Ramdin, Aaron Rapp, Marian Crawford Rhyne, Mary Catherine Starnes, Sarah Elizabeth Starrett, Lindsay Tillis, Cole Tolson, Kathryn Trent, Taylor Trent, Izzy Vaughan-Jones, Julia Vaughan-Jones, Will Vaughan-Jones, Clarence Webb, III, Matthew Wray, Phillip Wray. Also, serving as an Honorary Page is a former Member, Theresa Esposito.

**CERTIFICATION OF ELECTION
STATE OF NORTH CAROLINA
DEPARTMENT OF THE SECRETARY OF STATE**

THE 2009 NORTH CAROLINA HOUSE OF REPRESENTATIVES

I, Elaine F. Marshall, Secretary of State of the State of North Carolina, do hereby certify that the State Board of Elections met Tuesday, the 25th day of November, A.D., 2008, in accordance with Chapter 163 of the General Statutes of North Carolina, at which time the Board did open, canvass and judicially determine the returns of votes cast in the election held on Tuesday, November 4th, 2008, and certified to me the persons duly elected as members of the House of Representatives from the various Representative Districts comprising of more than one county, and all others have been certified to me in the abstracts by the State Board of Elections as having the highest number of votes cast in the election for the House of Representatives from districts composed of one county only, for the General Assembly of 2009, to wit:

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DISTRICT	NAME
First	W. C. "Bill" Owens, Jr.
Second	Timothy L. (Tim) Spear
Third	Alice Graham Underhill
Fourth	Russell E. Tucker
Fifth	Annie W. Mobley
Sixth	Arthur Williams
Seventh	Angela R. Bryant
Eighth	Edith D. Warren
Ninth	Marian N. McLawhorn
Tenth	R. Van Braxton
Eleventh	Efton M. Sager
Twelfth	William L. Wainwright
Thirteenth	Patricia (Pat) McElraft
Fourteenth	George G. Cleveland
Fifteenth	W. Robert Grady
Sixteenth	Carolyn H. Justice
Seventeenth	Bonner L. Stiller
Eighteenth	Sandra Spaulding Hughes
Nineteenth	Danny McComas
Twentieth	Dewey L. Hill
Twenty-first	Larry M. Bell

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Twenty-second	William Brisson
Twenty-third	Joe P. Tolson
Twenty-fourth	Jean Farmer-Butterfield
Twenty-fifth	Randy Stewart
Twenty-sixth	N. Leo Daughtry
Twenty-seventh	Michael H. Wray
Twenty-eighth	James H. Langdon, Jr.
Twenty-ninth	Larry D. Hall
Thirtieth	Paul Luebke
Thirty-first	H.M. (Mickey) Michaux, Jr.
Thirty-second	James W. Crawford, Jr.
Thirty-third	Daniel T. Blue, Jr.
Thirty-fourth	Grier Martin
Thirty-fifth	Jennifer Weiss
Thirty-sixth	Nelson Dollar
Thirty-seventh	Paul Stam
Thirty-eighth	Deborah K. Ross
Thirty-ninth	Linda Coleman
Fortieth	Marilyn Avila
Forty-first	Ty Harrell
Forty-second	Marvin W. Lucas
Forty-third	Elmer Floyd

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Forty-fourth	Margaret Highsmith Dickson
Forty-fifth	Rick Glazier
Forty-sixth	Douglas Y. Yongue
Forty-seventh	Ronnie Sutton
Forty-eighth	Garland E. Pierce
Forty-ninth	Lucy T. Allen
Fiftieth	Bill Faison
Fifty-first	Jimmy L. Love, Sr.
Fifty-second	Jamie Boles
Fifty-third	David R. Lewis
Fifty-fourth	Joe Hackney
Fifty-fifth	W. A. (Winkie) Wilkins
Fifty-sixth	Verla C. Insko
Fifty-seventh	Mary Price (Pricey) Harrison
Fifty-eighth	Alma Adams
Fifty-ninth	Maggie Jeffus
Sixtieth	Earle Jones
Sixty-first	Laura I. Wiley
Sixty-second	John M. Blust
Sixty-third	Alice L. Bordsen
Sixty-fourth	Cary D. Allred
Sixty-fifth	Nelson Cole

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Sixty-sixth	Melanie Wade Goodwin
Sixty-seventh	Justin P. Burr
Sixty-eighth	Curtis Blackwood
Sixty-ninth	Pryor Gibson
Seventieth	Pat B. Hurley
Seventy-first	Larry Womble
Seventy-second	Earline W. Parmon
Seventy-third	Larry R. Brown
Seventy-fourth	Dale Robbins Folwell
Seventy-fifth	Wm. C. "Bill" McGee
Seventy-sixth	Fred F. Steen, II
Seventy-seventh	Lorene T. Coates
Seventy-eighth	Harold J. Brubaker
Seventy-ninth	Julia Craven Howard
Eightieth	Jerry C. Dockham
Eighty-first	L. Hugh Holliman
Eighty-second	Jeff Barnhart
Eighty-third	Linda P. Johnson
Eighty-fourth	Phillip Frye
Eighty-fifth	Mitch Gillespie
Eighty-sixth	Hugh Blackwell
Eighty-seventh	Edgar V. Starnes

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Eighty-eighth	Ray Warren
Eighty-ninth	Mitchell S. Setzer
Ninetieth	Sarah Stevens
Ninety-first	Bryan R. Holloway
Ninety-second	Darrell G. McCormick
Ninety-third	Cullie M. Tarleton
Ninety-fourth	Shirley Blackburn Randleman
Ninety-fifth	Grey Mills
Ninety-sixth	Mark K. Hilton
Ninety-seventh	Johnathan Rhyne
Ninety-eighth	Thom Tillis
Ninety-ninth	Nick Mackey
One hundredth	Tricia Ann Cotham
One hundred-first	Beverly M. Earle
One hundred-second	Becky Carney
One hundred-third	Jim Gulley
One hundred-fourth	Ruth Samuelson
One hundred-fifth	Ric Killian
One hundred-sixth	Martha Alexander
One hundred-seventh	Kelly M. Alexander, Jr.
One hundred-eighth	Wil Neumann
One hundred-ninth	William A. Current, Sr.

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One hundred-tenth	Pearl Burris Floyd
One hundred-eleventh	Tim Moore
One hundred-twelfth	Bob England
One hundred-thirteenth	W. David Guice
One hundred-fourteenth	Susan C. Fisher
One hundred-fifteenth	D. Bruce Goforth
One hundred-sixteenth	Jane Whilden
One hundred-seventeenth	Carolyn K. Justus
One hundred-eighteenth	Ray Rapp
One hundred-nineteenth	R. Phillip Haire
One hundred-twentieth	Roger West

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal.

DONE IN OFFICE at Raleigh, this 2nd day of December, 2008.

S/ Elaine F. Marshall
Secretary of State

The roll is called and one hundred eighteen Members-elect are present. Representative Linda Coleman resigned effective January 11, 2009. The Governor issued the following proclamation naming her replacement.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

THE APPOINTMENT OF DARREN G. JACKSON

2009-2010

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

January 28, 2009

A PROCLAMATION

WHEREAS, the Honorable Linda Coleman, elected Representative from the Thirty-ninth House District 2009-2010 General Assembly, has resigned; and

WHEREAS, the provisions of General Statute § 163-11 require that the vacancy created by the resignation of the Honorable Linda Coleman be filled by appointment of the person recommended by the Thirty-ninth State House of Representatives District Committee of the Democratic Party; and

WHEREAS, the Thirty-ninth State House of Representatives District Committee of the Democratic Party has notified me of its recommendation of Darren G. Jackson of Wake County, North Carolina, to fill the unexpired term,

I do by these presents appoint

DARREN G. JACKSON

as a member of the

HOUSE OF REPRESENTATIVES

2009-2010 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this twenty-sixth day of January in the year of our Lord two thousand and nine and of the Independence of the United States of America the two hundred and thirty-third.

S/ Beverly E. Perdue
Governor

ATTEST:

S/ Elaine F. Marshall
Secretary of State

The Chair declares a quorum to be present.

January 28, 2009

The Members-elect and appointed Member, take and subscribe to the following oath of office, which is administered by Chief Justice Sarah Parker, North Carolina Supreme Court.

**OATH FOR MEMBERS OF THE
HOUSE OF REPRESENTATIVES
2009 SESSION**

"I do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I do solemnly and sincerely swear (or affirm) that I will well and truly execute the duties of the office of a member of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me God."

The foregoing oath was administered to Representative Marilyn W. Avila by Laura M. Riddick, Wake County Register of Deeds on January 3, 2009; to Representative Justin Phillip Burr by Judge Kevin M. Bridges, Superior Court of North Carolina on January 5, 2009; to Representative Efton Medford Sager by Judge Arnold Jones, II, Superior Court of North Carolina on January 5, 2009; to Representative Darrell G. McCormick by Judge Jeanie R. Houston, District Court 23 of North Carolina on January 6, 2009; to Representative Linda Coleman by Denise Weeks, Notary Public, Principal Clerk of the North Carolina House of Representatives on January 10, 2009; to Representative Hugh Allen Blackwell by Judge Robert C. Ervin, Superior Court of North Carolina, District 25A on January 11, 2009; to Representative Wil Neumann by Judge Jesse B. Caldwell, III, Senior Resident Superior Court Judge, District 27A on January 17, 2009; to Representative Jane Kirby Whilden by The Honorable Ronald K. Payne, Retired Judge, Superior Court of North Carolina on January 17, 2009; to Representative Sarah Suzanne Stevens by Judge Angela B. Puckett, District Court 17-B of North Carolina on January 18, 2009; to Representative W. David Guice by Judge Zoro J. Guice, Jr., Superior Court of North Carolina, District 29B on January 23, 2009; and to Representative Paul Grey Mills by Judge Joe Crosswhite, Superior Court Judge on January 23, 2009.

January 28, 2009

ELECTION OF SPEAKER

The Principal Clerk announces that the first order of business is the election of a Speaker and explains the voting procedure to be used in the absence of adopted rules. The Clerk declares that nominations are in order.

The Chair recognizes Representative Insko who places the name of Representative Hackney in nomination as the Democratic Nominee for the Speaker of the House of Representatives.

"Madam Chair, Ladies and Gentlemen of the House, Family, Friends, and Staff,

"It is an honor and my pleasure to nominate the Honorable Joe Hackney as Speaker of the North Carolina House of Representatives for the 2009-2010 Session of the General Assembly.

"Joe Hackney has ably led us for the past two years.

"History will show that his most valuable contribution during this time was to the institution. It was under his leadership that the North Carolina House of Representatives restored its reputation as the House of the people, the place where the people's business is foremost conducted with honesty, openness and integrity.

"Joe Hackney respects and loves this institution. He has a long and enduring connection to it that dates from the 1840s when his great-great grandfather, Daniel Hackney represented Chatham County in the North Carolina House of Commons. And for the past 28 years it has been a central part of his life and, indeed, a central part of his family's life. Joe and his wife, Betsy, were married only about a year when Joe was elected to the House. His sons, Dan and Will, have never known a time when their father was not a Member of this Chamber.

"In the feature article in the January issue of "Governing Magazine", Joe was quoted as saying, 'When I came to the legislature, I more or less regarded it as a long-term thing.... It was my plan to make a contribution....' "And he has done just that, rising in the ranks to be judged one of the 10 most effective Members of the House; playing a key role in every major piece of legislation that has come before the House in the past two decades; and then, when we lost our way, winning the role of Speaker, implementing broad ethics reforms, and reminding us all that this institution and the people we serve deserve our very best.

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"As we open the 2009 Session of the North Carolina General Assembly we face challenging, uncertain times. But challenging times bring out the best in North Carolinians. Remember. We stick to the task like we have tar on our heels!

"And Joe, if nothing else, is a true Tar Heel! Along with his love of this institution, Joe brings deep North Carolina roots and deep respect for the people of this State. His ancestors were among the early settlers in Chatham County and along with Jack, he still works the family farm in Silk Hope. He has moved among the people of North Carolina and for the last two years he traveled around the State to learn firsthand the hopes and worries of the people we walk among everyday.

"Joe Hackney is also a student of North Carolina history and its people. When he and I were seatmates - back there in seats 69 and 70 - he would occasionally bring a new book on North Carolina into the Chamber and share interesting facts or quiz me on some obscure bit of information. For example: 'Did you know that the only bituminous coal mine in North Carolina is in Chatham County?'

"Of course, Joe Hackney's travels also take him outside North Carolina. When Dan and Will were boys, Joe and Betsy took them on trips abroad where they would gain a sense of America and of North Carolina in the context of the broader world with all its diversity.

"As President of the National Conference of State Legislatures, he travels around our country and to other nations to lead and to learn and to return to North Carolina with a sharpened sense of what we must do here to succeed in this fast changing, ever interdependent world.

"Challenging times bring out the best in our leaders, leaders who have a special combination of qualities that call us to trust and to follow: the personal strengths of integrity, insight, a strong work ethic, respect for peers, and a passion to do what's right for the people. If you add competence, institutional knowledge, faith in the legislative process, a thoughtful, considerate personal style, and a ready sense of humor, you have described Joe Hackney.

"Challenging times bring out our best leaders; but they also bring out the best in our leaders. Joe Hackney has been described as a member of the, and here I'm quoting, 'emerging generation of today's successful legislative leaders from around the country...They don't ram things through at the last minute, or strong arm committee chairmen...(or preside) with iron fists.' (January 2009, Governing)

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"Whether because of his own reserved temperament or a result of his upbringing and experience, it seems natural for Joe to use persuasion over raw power, collegial investigation over autocratic decision-making, and respect of each of us as Members of the House - over favoritism for a few. Joe has the powerful instinct to listen more than he talks and the uncommon ability to diffuse a tense moment with a calm but astute remark. He engenders our confidence and our trust.

"Two years ago, I said the reason Joe Hackney was consistently ranked as one of the most effective Members of the House was the set of skills that he brings to his work and to his life: faith in his colleagues, a love of this institution and our State, an understanding of our process, clear thinking, a calm, steady approach, and a good sense of humor.

"We need these qualities now, more than ever, as we struggle with hard times in our State, across our Nation and around the World.

"Two years ago, I said we had the opportunity to elect as our Speaker one of the most highly respected public servants in the State. Today I say we have the opportunity to elect as our Speaker one of the most highly respected public servants in the Nation.

"Please join me as I cast my vote to elect Joe Hackney Speaker of the House for the 2009-2010 General Assembly.

"Thank you."

The nomination is seconded by Representative Owens.

"Madame Chairman, colleagues, friends and family:

"It's my proud honor to second the nomination of Joe Hackney as Speaker of the House of Representatives. You know many times you have people that talk a job, but don't do a job. This past two years we saw someone come and do a job as good as it could be done in this State House of Representatives. Joe Hackney is always there for all of us. He reaches across the aisle; he is there with fairness; he's there with knowledge. Nobody knows this Chamber better than Speaker Hackney, and to me he's been a close friend. I think most of you that have served with him can say he's been your friend, too. You can always go to him, you can always talk to him and he is the type of person that we need in leadership roles in this State. And to me there is nobody better qualified than Joe Hackney to be Speaker of the House of Representatives.

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"It's my pleasure to second his nomination and I hope you'll vote for him for Speaker. Thank you."

The nomination is also seconded by Representative Lucas.

"Thank you, Madam Chair.

"Ladies and Gentlemen, Gestalt philosophy teaches us that the 'Whole is greater than the sum of its parts! There will be 120 parts but this whole will always be a better decision because of the participants in the decision-making of this Body.

"I would submit to you that for the past two years we have been very fortunate to have had the leadership of Speaker Hackney, as he has guided us on ethical paths and on responsible paths as it relates to economic conditions. The challenges will continue to be great. But I will submit to you that Speaker Hackney will always accommodate participation, he will always accommodate communication; but very rarely will he submit to capitulation, so I urge you to please vote for Speaker Hackney."

The Chair recognizes Representative Lewis who places in nomination the name of Representative Stam as the Republican Nominee for the Speaker of the House of Representatives.

"Madame Chair, My Fellow Members, and our Honored Guests,

"Today is an historic day. We gather together as a free people elected by our neighbors to represent their concerns, their values and to improve the lives of our fellow North Carolinians.

"Today is filled with high hopes - as well it should be. Fond wishes from our family and friends bring smiles to our faces, warmth to our hearts, and help fuel our passion to serve.

"Today, we gather together to organize this Legislative Session and begin our service, just as has been done only 147 times before.

"Today, however, is also a time of great concern for all the people of our State. Nearly one in fifteen of our neighbors are unemployed - unable to support their families, and meet their financial obligations.

"Those most needy among us, our neighbors with physical or mental health needs often find the care they need out of reach because of price, lack

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of accessibility, or just not available at all. Often the care provided by our government institution is counterproductive, ineffective and sometimes dangerous.

"We struggle under the burden of failing roads, unsafe bridges, inadequate water and sewer infrastructure, and escalating debt service.

"Confidence in our future is shaken because our kids are not receiving the education they deserve and that we have the responsibility to provide. Frustrating, too, is the belief held by many of our neighbors and, unfortunately, evidenced by many years of mismanagement, abuses of power, and in some cases, outright corruption, that we ourselves, the elected leaders are unable or unwilling to bring true 'change' sought by the voters and so desperately needed in this dark hour.

"My friends, it is often darkest before the dawn.

"Just as the beautiful red cardinal triumphantly returns after the pall of winter is lifted, the people of our State will emerge stronger and better equipped to face the future.

"Today, my fellow Members, we must set about the awesome responsibility of setting right the ills of our State. Our first duty is to elect a Speaker to lead us through these tumultuous times.

"I respectfully submit the name of Representative Paul Stam of Wake County.

"Representative Stam is a man of impeccable character and a proven record of seeking logical, free market based solutions to challenges.

"Representative Stam is committed to restoring our economy by removing government burdens on employers so they can put people back to work. He is committed to easing the taxes taken from people so that they may provide for themselves and their families as they choose, not the way as bureaucracy would dictate.

"Representative Stam is committed to reform in our health-care system to make physical and mental wellness a reality, to make health care affordable and accessible for us all.

"Representative Stam understands that investment in sound infrastructure of roads, water, sewer and even Internet benefits all people.

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"He understands that a successful business community is vital to a sound economy.

"The education of our children is unquestionably the responsibility of every person desiring a better and brighter tomorrow. Representative Stam will work to make sure our education system is based on the needs of the children it serves and that those needs are met in whatever setting best fosters this objective. He understands that parents are in a better position to make educational decisions than a Raleigh bureaucrat.

"Further, with Representative Stam, we can be assured that the foundations of our society, those held dear by our forefathers and set out in our Constitution - our families and our freedoms will be protected.

"Today, Ladies and Gentlemen, I respectfully ask and urgently ask that you join with me in taking this first step towards real recovery and real improvement in the lives of the people of our State. Today, I ask you to join me in supporting Representative Paul Stam as Speaker of the North Carolina House.

"Thank you, Madame Chair."

The nomination is seconded by Representative Wiley.

"Madame Chair, fellow House Members and Guests,

"It is an honor to second the nomination of Representative Paul Stam for our Speaker.

"You have heard the eloquent words of Representative Lewis and realize the pressing needs of our State - I would like to add a few words about Representative Stam as you thoughtfully consider your vote.

"In the years that I have known Representative Stam, he has proven himself to be a legislator of vision and uncommon skill. We are all aware of his ability to scrutinize legislation and propose amendments of value. His debate is always carefully backed up with evidence and we have all had the benefits of numerous Stam history lessons. This points to one of Representative Stam's greatest attributes as a leader - he values ideas and respects the opinions of others. This authentic consideration of others' ideas and acceptance of vigorous debate is the backbone of what makes this Chamber the great institution we are so fortunate in which to serve.

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"Representative Stam is a man of keen intellect, steady demeanor and is a true leader in this Chamber. His ability to foster collaborative effort, his unfailing respect for other Members, and most of all, an over-riding affection and loyalty to the institution of the North Carolina General Assembly and its precepts of vigorous and free debate, and his vision for a better North Carolina will make him an exemplary Speaker.

"As Theodore Hesburgh said - 'The very essence of leadership is that you have to have vision. You can't blow an uncertain trumpet.'

"I ask for your careful consideration of this most important vote for Speaker of the House."

There being no further nominations, the Chair declares the nominations closed and requests that the roll of the House be called.

The following Members vote for Representative Hackney: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Blue, Bordsen, Braxton, Brisson, Bryant, Carney, Coates, Cole, Cotham, Crawford, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Hackney, Haire, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Insko, Jackson, Jeffus, Jones, Love, Lucas, Luebke, Mackey, Martin, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Spear, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 68.

The following Members vote for Representative Stam: Representatives Allred, Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hilton, Holloway, Howard, Hurley, Johnson, Justice, Justus, Killian, Langdon, Lewis, McComas, McCormick, McGee, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Stiller, Tillis, West, and Wiley - 51.

Representative Hackney, having received a majority vote, is declared Speaker of the 2009 House of Representatives.

The Speaker, escorted to the Chair by Representatives Owens, Wainwright, Holliman, Insko, and Lucas takes and subscribes to the following oath of office administered by Chief District Court Judge Joe Buckner of Orange County.

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**OATH FOR SPEAKER OF THE
2009 HOUSE OF REPRESENTATIVES**

"I, JOE HACKNEY, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, JOE HACKNEY, do swear (or affirm) that I will well and truly execute the duties of the office of Speaker of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

The Speaker, Joe Hackney, approaches the dais and makes the following remarks:

"Thank you, Madame Principal Clerk, Madame Chief Justice, Judge Buckner, Speaker Blue, Speaker Brubaker, Majority Leader Holliman, Minority Leader Stam, Bill Pound, Executive Director of the National Conference of State Legislatures, Members of the 2009 North Carolina House of Representatives, all our families and friends assembled here, and all others who have come here today for this occasion or who can hear my voice - Thank you.

"Members of this House:

"We face great challenges. This is our time to do something worthy to be remembered.

"Nearly one in every 11 working people in this State is out of work, the highest proportion in more than 25 years. And hard times threaten those who are still working. North Carolinians need effective government more than ever, and we, as their Representatives, must exercise the full measure of our energy, our judgment, our ingenuity, and our resolve, on their behalf, to accomplish something that endures.

"Two years ago, humbled, I asked you, the Members of the House, to join me on a new path to restore distinction to our venerable institution. I asked, as a new Speaker, for your support, your cooperation, and your advice. You gave it willingly and candidly - very willingly, very candidly.

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Thankfully, there are few shrinking violets in this room. Each of us lends a unique perspective, one born of geography, vocation, schooling, life experience and family.

"One academic has noted: 'The legislature is not only the first branch of government, it is the branch closest to the people. It is the most representative, with Members firmly rooted in their constituencies.'

"No major policy can be adopted, no major program undertaken without legislative involvement and approval. No taxes can be levied or monies spent without the legislature's go-ahead. Not much can happen in State government unless the legislature is on board.'

"The people of this State, through our Constitution, have granted their legislative authority to this General Assembly. It is up to us and our colleagues in the Senate, to use that power with humility and restraint. We are not here for ourselves.

"In this House of Representatives, the office of Speaker is not a command position, but a position dependent for its success on the good will and cooperative spirit of the House Members. Together, last Session, we fashioned an approach to our work that allowed us to address the issues of the day in an orderly, thorough and responsible way, while at the same time allowing a refreshing renewal of civil and robust debate.

"We worked well together last Session. Think about what we did together.

"Your work relieved our counties of the sometimes crushing burden of Medicaid costs. You expanded health care options for those with mental illness or high-risk diseases. You turned this State into an international leader in the fight against cancer. You advanced the cause of justice in capital cases. You ensured that an increasing amount of the energy we use will come from renewable sources such as the wind and sun. You formally acknowledged our painful history of slavery and racial discrimination. You respected our State's reputation for fiscal integrity. You expanded our investment in education. You enforced new laws on ethics and campaign finance reform. You did what was right to protect this institution, and to restore the public's confidence in it.

"That work came in the face of a crisis of ethics. The challenge was great, and you met it.

"Our work today comes as we face a greater challenge - a financial crisis largely not of our making, against the backdrop of a Nation at war.

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"I think we ought to take a moment to thank our military and their families. We are grateful that so many have answered the call to watch over us and protect the way of life that is our privilege, indeed our right. It is their visible commitment that allows for our peaceful transfer of power, for our spirited debate, and our right to disagree. Many of them have fought and died for our freedom. Let us all stand together now, and pause for a moment to honor their service to our country.

-----Moment of Silence-----

"The spirit of our fighting men and women, their selflessness and dedication to cause, remind me of the words of Daniel Webster, foremost among legislators in our Nation's history: These words are incised in marble on the wall of the Chamber of the United States House of Representatives, directly behind the Speaker's chair.

'Let us develop the resources of our land, call forth its powers, build up its institutions, promote all its great interests, and see whether we also, in our day and generation, may not perform something worthy to be remembered.'

"In decades to come, those judging us will examine what we choose to do today. Our Nation and our State have demonstrated capacity for success as a result of crisis. The Great Depression resulted in the largest public works investments in the history of our Nation. World War II led to the creation of the GI Bill, which then encouraged the growth of the middle class. Just down the road in Kannapolis the collapse of a textile giant offers promise of a new research campus that could revitalize a regional economy, change accepted views of nutrition, and transform the way we fight disease.

"What can we do now that will be remembered? The task is daunting. When revenues are high and surpluses mount, bold new initiatives can excite the imagination and stick in the memory. But now we will toil on the other side of the tracks where revenues are low and deficits loom. Thomas Friedman reminds us that 'a series of great opportunities are disguised as insoluble problems;

'Will we create a new green economy with tens of thousands of new jobs?

Will we modernize our transportation system?

Will we move our State away from dependence on foreign oil?

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Will we devise more effective ways to keep our students in school until they graduate?'

"We can do it.

"Justice Brandeis first labeled state legislatures as 'laboratories of democracy.' It was his belief that State legislatures could courageously adapt to the needs of the day more quickly and completely than any other arm of government. It is true. We are the vanguard of public policy experimentation.

"We can do it.

"My confidence in our abilities stems from the solid foundation established by those who came before us. We do not start from scratch as we face these challenges. My confidence stems from my belief in you. Assembled in this Chamber are teachers, doctors, lawyers, preachers, artists, business owners, parents and grandparents. Some of you have family roots in this State that reach back hundreds of years and others of you are just settling in. My confidence stems from our collective experience. We are fortunate to have a few who have dedicated most of the years of their lives to the work of this Chamber. We have weathered the economic downturns of the past and we have, with careful planning, nurtured deficits into surpluses over time. I believe that this crisis will be no different but for the numbers. In this effort we will have the President and Congress as full partners.

"To succeed, we must continue our emphasis on ethics. It must be clear that we are acting in the public interest, not our self-interest. Our work and our finances should be abundantly transparent. Public confidence is critical to our success. I intend to continue the serial referral of bills to committees to ensure that more of our Members have better knowledge about the public policy changes we are considering and so that more of you can contribute your ideas. Every Member will have time to review conference reports before being asked to vote on the House floor, and we will continue to work to keep substantive law changes from appearing in our budget bill.

"To succeed, we must maintain our State's fiscal integrity. Economic conditions will require us to make painful choices about spending and cutting. Other states have mortgaged their lotteries, toll roads and their futures for quick-fix cash to address short-term needs. That is not the North Carolina way. As our Constitution requires, we will balance our budget. It is my resolve that we emerge from this economic crisis with our fiscal integrity intact.

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"To succeed, we must continue to invest in public education. Our children must be better prepared than ever to compete in the global economy. An excellent education is our expectation. We will continue to support innovative ways to prepare our children for the world.

"Even now, not all of our children are succeeding. Almost one out of every three students leaves high school before graduation. Two years ago we established the dropout prevention program. Now we have more than 100 small, innovative dropout prevention programs located throughout the State, each addresses the unique circumstances of these young adults who are at risk of giving up on their education at a time when it is critical to obtain a high school diploma, a ticket to success.

"The diverse economy we enjoy in North Carolina has been built on innovation, creativity, and the powerful engine of higher education. Our community college system remains the envy of the Nation and our universities are world class. When times are tough our citizens are drawn to them thirsting for knowledge and craving opportunity. We must continue to support them as they train and launch another generation.

"To succeed, we must improve public safety; expand public transportation; invest in energy efficiency; and safeguard the rights and investments of our teachers and State employees.

"The Governor will be our partner. For many years she was a Member of this General Assembly. She knows our challenge and respects our institution. She understands the separation of powers among the branches of government, and that if we work cooperatively, within our distinct Constitutional authorities, we can solve any problem that we face. I am looking forward to working with her.

"The public will support us. Our citizens have tired of the contentious political rhetoric that squeezes out the real story about the real needs. They care only that government is working for them, which is determined by whether they have jobs, their families are safe, retirement is affordable, and dignity is attainable. They want us to put aside partisan bickering, join together, and meet this crisis head-on.

"So as we begin this 2009 Session of the North Carolina House of Representatives, these sentiments I expressed two years ago have never been more true, and have never been more relevant:

"There is no place in this State where public servants are more in tune with the citizens of North Carolina, than in this Chamber.

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"There is no place in this State where the issues of government and politics are better or more fully debated, for all to see, than in this Chamber.

"There is no place in this State where the interests of the less fortunate of our citizens are better represented, than in this Chamber.

"And, there is no place in this State where those who debate and decide civic issues have more good will, altruism, or intent to serve all for the public good.

"Therefore, let us dedicate ourselves, in this Session, to civil debate, and let each of us promise to listen with full respect for the different views that are bound to be expressed, all within the principled hope that listening to each other will refine, illuminate and sharpen the strengths and weaknesses of our own positions.

"Ladies and gentlemen, I, like you, am deeply moved by the honor and responsibility bestowed on us by the people of this State and by the traditions of this institution. I am ready to begin anew and I know that you stand with me in service to North Carolina.

"Thank you, Betsy, Dan, and Will, my family, for your sacrifices; and my brother Jack who does more than his share at the farm;

"Thank you, citizens of Chatham, Orange, and Moore Counties, for once again electing me to represent you;

"Thank you, my colleagues at Epting & Hackney, and especially my law partner, Robert Epting, for making it possible for me to serve here;

"Thank you, my staff in the Speaker's office, all highly competent professionals dedicated to serving the Members of the House and the people of North Carolina;

"And thank you, Members of this House for your faith and confidence in me as Speaker of this Chamber.

"Together, this is our time to accomplish something worthy to be remembered.

"Thank you very much."

The Speaker assumes the duties of the Chair.

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ADOPTION OF TEMPORARY RULES

Representative Owens is recognized and states that he has placed a resolution with the Clerk for consideration by the Body.

The Speaker directs the Clerk to number the resolution and places **H.R. 1**, A HOUSE RESOLUTION TO ADOPT TEMPORARY RULES FOR THE 2009 SESSION OF THE HOUSE OF REPRESENTATIVES, before the Body.

The resolution is adopted, by electronic vote (82-36), and ordered printed.

ELECTION OF SPEAKER PRO TEMPORE

The Speaker states that nominations are in order for Speaker Pro Tempore.

The Chair recognizes Representative Adams who places in nomination the name of Representative Wainwright as the Democratic nominee for Speaker Pro Tempore.

"Congratulations, Mr. Speaker.

"Mr. Speaker, ladies and gentlemen of the House, citizens, friends:

"Good afternoon.

"I am pleased to place in nomination today for Speaker Pro Tempore of the North Carolina House, the Honorable William L. Wainwright.

"Representative Wainwright has served as a Member of this distinguished Body for 10 terms representing the 12th District of Craven and Lenoir counties with distinction and commitment.

"William Wainwright is a man of God - an ordained minister, a Presiding Elder - he is bold in his conviction about serving God and doing right by all of God's people. Around these halls we fondly regard him as our Bishop and we seek his counsel and his wise advice.

"He is a man of purpose, principled in his actions. His leadership ability has served him and gained him the reputation as a dependable, hard working, seriously committed Legislator; known and highly respected in his district and throughout this State.

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"Representative Wainwright was elected by his colleagues during the last Session to serve as Speaker Pro Tempore of this most Honorable Body not only because of his knowledge, his skill and his ability - but most especially because of his commitment, his integrity, his caring compassion and meticulous attention to detail and what should matter.

"In his role as Speaker Pro Tempore and other roles - Chair of the Legislative Black Caucus or other leadership roles which he has held, he served us with distinction and truly made us proud.

"Representative William Wainwright has demonstrated that he is as a true servant leader who can be counted on to talk the talk and not afraid to walk the walk. He is an able and proven leader for these challenging times.

"Representative Wainwright's compassionate demeanor has undergirded him as a caring champion for the least of these, courageous enough to take on issues (like the Earned Income Tax Credit) which helped him improve the quality of life for thousands throughout our State who often have little voice and who struggle every day to make the ends meet.

"As a Member of this Body he has served on numerous committees; he's chaired numerous committees as well - among them, Chair of the Finance Committee, where he has earned an impeccable reputation as a no-nonsense, tough, thorough, precise and versatile negotiator - one with extraordinary character - one who, when he gets behind an issue - he will remain steadfast - he'll remain there to bring about positive and effective resolves.

"Ladies and Gentlemen of the House, Mr. Speaker; Representative Wainwright brings the kind of leadership style, gentle poise, and the calming spirit and demeanor suited for the position of Speaker Pro Tempore of the North Carolina House for the 2009 Legislative Session.

"Without reservation and without any hesitation, I recommend him to you; I humbly solicit your support and I encourage you to join me in casting your vote for the Honorable William L. Wainwright as Speaker Pro Tempore of the House.

"Thank you, Mr. Speaker, Thank you, Members of the House."

The nomination is seconded by Representative Underhill.

"Thank you, Mr. Speaker, Members and Guests,

"As the hour draws on, I pledge to be brief!

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"It is indeed an honor and a privilege to stand before you to second the nomination of my colleague William Wainwright to be the Speaker Pro Tempore of this august Body, the North Carolina House. He refers to it that way quite often as we are about our district together and I want you to know that he really does honor and value each and every one of you as Members of this House. When I did this two years ago, I spent most of my time enumerating his leadership skills, his abilities, and his style. In the past two years, Representative Wainwright clearly has proved that he was the right choice. I could not ask for a better person to serve the constituents in my district with. We have been so blessed to have served under his leadership and his guidance. He has proven that he is the man for the job. So, please join me in casting your vote for William Wainwright for Speaker Pro Tempore.

"Thank you."

The nomination is also seconded by Representative Luebke.

"Thank you, Mr. Speaker, Members, Staff, Public:

"It is a privilege to second the nomination for my friend and colleague, Representative William Wainwright.

"We came together in 1991 to this Chamber, about 18 years ago. We have served together ever since. I can assure you he knows this institution well. In the interest of brevity, I want to just instill a few of Representative Wainwright's many qualities.

"I would say to you first, that he is a man of just principle. He's a man of great determination. He is a man of passion. Having said that you may seem to think that he's a fierce man, but I would correct that and say he's many other things as well.

"He's first of all a man of fairness. He is warm-hearted. He is outgoing. He is an excellent colleague to all of us and a leader for all of us. He has served us well during 2007-2008 and I would ask you to join me in voting for Representative William Wainwright as Speaker Pro Tempore of the House.

"Thank you."

The Chair recognizes Representative Moore who places in nomination the name of Representative Folwell as the Republican nominee for Speaker Pro Tempore.

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"Good afternoon. Mr. Speaker, congratulations on your election.

"It's my pleasure to be here today to submit a name in nomination of a Member who I've come to know over these years - a great Member of this House. He's worked a great deal across both sides of the aisle and has shown great courage. That Member is Dale Folwell from Winston-Salem. I encourage your support for Dale for several reasons.

"First of all, many of you may know that Dale was touched by some family tragedy some years ago. He took that energy, and used it to advance legislation that has made school buses in this State safer. He has made it easier to allow for organ donations. He's also worked on a number of other causes.

"Two years ago when we as a State thought we had plenty of money, he was one Member standing up on this floor, telling us that our State healthcare system was in trouble. I submit to you, that Representative Folwell has been ahead of the curve in many ways. He's also shown a great deal, as I mentioned earlier, of his ability to work across the aisle. I've seen him with legislation - come in with bills that were his ideas - where he solicited Members of both parties to sponsor those bills to work through the committee process - found ways to try to make accommodations to be conciliatory while at the same time standing firm for his principles.

"I submit to you, that's the kind of man we need as our Speaker Pro Tem. I submit to you, at the gate, that Dale Folwell would be a wonderful and excellent Speaker Pro Tem for this fine institution and in the spirit of keeping things brief today - because I know I don't always do that - I will conclude my remarks by simply encouraging your support for Dale Folwell for Speaker Pro Tem.

"Thank you."

The nomination is seconded by Representative Langdon.

"Thank you, Mr. Speaker, and Members of the House.

"It is with a great deal of pleasure that I rise to second the nomination of my friend, Dale Folwell. Representative Folwell has proven in his work in the House that he is a man of good leadership and has done that very well.

"He understands and respects the traditions of the House. Representative Folwell has also shown that, in the time he has served in the House, that he can work well and effectively with Members on both sides of the aisle. I think

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that all of us that have observed him also know something else. He is persistent - hardworking on the issues of this House and North Carolina. So I hope that you will join me in supporting and voting for Dale Folwell for Speaker Pro Tem.

"Thank you."

There being no further nominations, the Speaker declares the nominations closed and requests the roll of the House be called.

The following Members vote for Representative Wainwright: Speaker Hackney; Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Blue, Bordsen, Braxton, Brisson, Bryant, Carney, Coates, Cole, Cotham, Crawford, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Insko, Jackson, Jeffus, Jones, Love, Lucas, Luebke, Mackey, Martin, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Spear, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 68.

The following Members vote for Representative Folwell: Representatives Allred, Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Guice, Gulley, Hilton, Holloway, Hurley, Johnson, Justice, Justus, Killian, Langdon, Lewis, McComas, McCormick, McGee, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Tillis, West, and Wiley - 48.

Representative Wainwright, having received a majority vote, is declared Speaker Pro Tempore.

The Speaker Pro Tempore, escorted to the Well of the House by Representatives Bell, Braxton, Faison, McLawhorn, and Pierce, takes and subscribes to the following oath of office administered by Judge Cheri Beasley, North Carolina Court of Appeals.

**OATH FOR SPEAKER PRO TEMPORE OF THE
HOUSE OF REPRESENTATIVES
2009 SESSION**

"I, WILLIAM L. WAINWRIGHT, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the

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constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, WILLIAM L. WAINWRIGHT, do swear (or affirm) that I will well and truly execute the duties of the office of Speaker Pro Tempore of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

Speaker Pro Tempore Wainwright makes the following remarks:

"Mr. Speaker, congratulations on your election as the Speaker of our State House of Representatives.

"Mr. Speaker, Distinguished Members of the Judiciary, Family, Friends, Visitors and to you my Colleagues of this great Body, the North Carolina House of Representatives, I thank you for your confidence and for your support. I am humbled by this very special honor to again serve you as Speaker Pro Tempore.

"Allow me to express my absolute and profound gratitude to the constituency of the 12th House District for the privilege to represent them in this Great Body; my Bishop and Missionary Supervisor, the Right Reverend Richard Keith Thompson and Mrs. Georgia McNair Thompson, for their presence here today, their love and continued support; my family and extended church family for their love, support, prayers, encouragement, and to my office staff for their outstanding work in helping me to serve the Members of this Chamber, the people of the district and this State. I express appreciation as well to Representative Adams, Representative Underhill, and Representative Luebke for their nomination and second speeches.

"In the capacity of Speaker Pro Tempore, I have the responsibility to preside in the absence of the Speaker; to exercise the duties and responsibilities of Speaker in the absence of the Speaker, and to assume other duties as assigned by the Speaker. It is my pleasure and honor to serve our Speaker, the Honorable Joe Hackney.

"This is a very special time in the history of our State and Nation. It is truly more than a footnote to our archives that our Governor happens to be a woman and our President happens to be an African American. And, here I stand, an African American male preacher from rural eastern North Carolina. Oh, what a day this is! I can not help but stand here believing that 'we all are here for such a time as this.'

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"There comes a time in each of our lives, and in the course of a State or Nation's history when, due to circumstances of the day, we must pause to rethink how we move forward; to then act swiftly yet responsibly; a time that we build up and not destroy; a time that we embrace all - those with significant resources, those with some, and those with little or nothing. We are here because we all bring something of value that is necessary in building the economy of our great State and acting to assure a quality of life for our citizens that provides decency and dignity to each life.

"All of us realize we will face some unprecedented challenges for State government and our State that we have not faced in times past. However, it has long been the tradition in North Carolina to face our challenges head on and to find solutions to address them.

"The seriousness of the issues which will come before us this Session demands that we put aside political concerns and dedicate ourselves to the task we have been given. North Carolinians have always been an innovative people; we must now put our creativity and innovative skills to work. I pledge to work with all of you so that we can meet our challenges with creativity and effectiveness as we fulfill the expectations of the people who elected us.

"This will be a difficult time for us as we work to retain that which is good and necessary for the stability and growth of this State. We all know the pain that many of our citizens are experiencing as jobs are lost, hours reduced, benefits cut, retirement setbacks, and the expense of every day living continuing to increase. We know that as major corporations experience increased losses in revenue, small firms also suffer. The state of our economy touches everyone from those who need medical assistance, or transportation, to those who are simply trying to get back and forth to work or school, or to feed their children. When overall unemployment reaches 8% at a minimum, you can generally double that figure in minority communities. We have a responsibility to all of the citizens of this State and can not sacrifice any one sector for another. This is not the time to do one or the other, but the time to do both.

"I pray that this great Body provides the leadership that we so deeply need for a time as this. Our Nation is still at war. Our economy at its weaker point than at any other time in many of our lifetimes. Our citizens are losing their greatest economic asset, their homes, at rates never seen before. Our college students are in need of student loans and some loan repayments exceed that of many home mortgages. Our veterans are returning home needing all of our support.

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"Abraham Lincoln once said, 'With malice toward none; with charity for all; with firmness in right, as God gives us to see the right, let us strive on to finish the work we are in.' My brothers and sisters, we have much work to do. Our collective intellect and experience guided by righteous principles must light this way. Let us give hope through our individual and collective words and acts. It is most important at such a time as this that we not come to this table with a negative posture. Let us move forward, responsibly and compassionately with actions and policies in the interest of all of the citizens of this great State of North Carolina.

"Again, I thank you for this honor and the opportunity to serve you, Mr. Speaker, and this great Body. God bless our Nation, our State and each of you. "

ELECTION OF PRINCIPAL CLERK

The Speaker announces that nominations are in order for Principal Clerk of the House of Representatives.

Representative Blue places the name of Denise G. Weeks of Wake County in nomination for Principal Clerk.

"Thank you very much, Mr. Speaker, my colleagues, Honorable Chief Justice, members of the Judiciary, all great North Carolinians assembled and observing this great occasion and to family and friends of the Members.

"I am pleased to place the nomination, the name of Denise Weeks as Principal Clerk of this House.

"Denise Weeks has deep roots in Wake County and I'm proud that at one time she was one of my constituents. Mr. Speaker, when you and I came here in 1980, Denise Weeks was a young child but already working hard in this General Assembly as a staffer in the Principal Clerk's office. Since that time she has served eight Speakers and the three of us who are still Members of this Chamber will all attest to the great manner in which she served. She begins her 17th year as Principal Clerk. She is a Clerk without equal - preeminent in the way that she does business. She is cool, calm, and collected - in tough times she stood as steady as the oaks that grace this great city in which we are assembled, with roots as deep as our great pine tree that we use as our State tree. She's been strong in times of plenty and a real source of strength in times of famine around this institution.

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"We talk about bi-partisanship, Denise Weeks has been the perfect description of what a professional ought to be in the Clerk's office. During the 90s and the early part of this decade, nobody, regardless of which party might have been in power, questioned Denise Weeks' ability to serve us all well or even suggested that there ought to be another Clerk.

"Denise Weeks stood strong when times were tough here - presided for about two weeks, I believe, at one period, and she knows that what she does is essential to the operation of this institution, perhaps more so than what we do.

"She is a woman of achievements, not just looked at very fondly by those of us here but by her colleagues and counterparts across the country. She has served as President of her professional organization and as Secretary-Treasurer - that is the American Society of Legislative Clerks and Secretaries. She prepared Speaker Brubaker, Speaker Hackney and Yours Truly to serve as Presidents of our organizations.

"She sits on the Commission that helps revise and rewrite Mason's Manual and again to some of the old timers, who remember, old-timers being early in this decade. You remember that that is the book that we often had to refer to but Denise helped to revise so that we will better know how to govern ourselves when tough questions come up. She has received the Legislative Staff Achievement Award from the National Conference of State Legislators.

"So when I say that Denise is, without peer, not only in this State but throughout this Nation - the facts back up that statement.

"So, Mr. Speaker, my colleagues, I am pleased and very proud to nominate Denise G. Weeks as the Principal Clerk for this Session of the North Carolina House of Representatives and General Assembly."

The nomination is seconded by Representative Brubaker.

"Thank you, Mr. Speaker and Members of the House. You might expect, one day, when the first former Speaker gets up here to make the nomination he takes everything I was about to say.

"And I thought for a minute, in seconding the nomination of Denise Weeks, that over the years, that at first I was going to say four score and seven years ago, but then I realized that she wasn't here in '77* when I first came. And when I look back at the Principal Clerks that we've had in the House, I've served since '77, there's only been two, and when you think

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about all the Speakers, Speaker Blue, that have been here since that time: Stewart, Ramsey, Mavretic, Blue, Brubaker, Black (Morgan, Co-Speaker) [sic] and Hackney. Speakers come and Speakers go, but the Principal Clerk stays on.

"It's so important in the position that she holds in this Chamber to be fair and across the board working with Members of both sides of the aisle, and she's always done that. And not only in her national and international circles - whether I'm in Ottawa, Canada, where she knows the Clerk of the Legislative Body there, or whether it's in Arkansas - she is very close friends with the Clerk of the Senate. No matter where you go, people respect and know Denise Weeks and the service not only in the North Carolina House but throughout this country.

"So for the special honor today to stand before you as my colleagues and recommend and second the nomination for Principal Clerk - Denise Weeks."

*Denise Weeks began work with the North Carolina General Assembly in January of 1977.

On motion of Representative Owens, the nominations are closed and Ms. Weeks is elected by acclamation.

The Speaker of the House, Joe Hackney, as authorized under G.S. 120-5, administers the following oath of office to the Principal Clerk.

**OATH FOR PRINCIPAL CLERK OF THE
HOUSE OF REPRESENTATIVES
2009 SESSION**

"I, DENISE G. WEEKS, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, DENISE G. WEEKS, do swear (or affirm) that I will well and truly execute the duties of the office of Principal Clerk of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

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APPOINTMENT OF OFFICERS

Pursuant to Rule 45(c), the Speaker appoints Robert R. Samuels as Sergeant-at-Arms for the 2009 House of Representatives.

The Speaker administers the following oath of office to the Sergeant-at-Arms.

**OATH FOR SERGEANT-AT-ARMS OF THE
HOUSE OF REPRESENTATIVES
2009 SESSION**

"I, ROBERT R. SAMUELS, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, ROBERT R. SAMUELS, do swear (or affirm) that I will well and truly execute the duties of the office of Sergeant-at-Arms of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

The Speaker appoints the Reverend James Harry, Trinity United Methodist Church, Raleigh, North Carolina, as Chaplain for the 2009 House of Representatives, pursuant to Rule 47(a).

COURTESIES

On motion of Representative Holliman and without objection, Rule 52(c) is suspended, and the courtesies of the floor are extended to the following members of Speaker Hackney's family: Betsy, Dan, and Will Hackney, and the family, friends, and guests of Speaker Hackney.

The Speaker also extends courtesies of the floor to members of the family of the Speaker Pro Tempore, Representative Wainwright, and to the family and guests of the officers and Members of the House.

MAJORITY AND MINORITY CAUCUS LEADERS ANNOUNCED

Representative Holliman is recognized and he reports that the Democratic Caucus has been held and that he has been elected as Majority Leader.

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Representative Stam is recognized and he reports that the Republican Caucus has been held and that he has been elected as Minority Leader; Representative Tillis, Minority Whip; and Representative Burr, Republican Freshman Leader.

SPECIAL MESSAGE TO THE SENATE

The Speaker orders a Special Message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and ready to proceed with public business for the Regular Session of the 2009 General Assembly.

SPECIAL MESSAGE FROM THE SENATE

2009 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
January 28, 2009

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate is organized and is now ready to proceed with the public business of the State. For your further information, the following officers have been elected for the 2009 Session:

Senator Marc Basnight	President <i>Pro Tempore</i>
Senator Charlie S. Dannelly	Deputy President <i>Pro Tempore</i>
Ms. Janet Pruitt	Principal Clerk
Mr. Ted Harrison	Reading Clerk
Mr. Cecil Goins	Sergeant-at-Arms

Further be advised that the Senate has been notified of the election of the following party officers:

Senator R. C. Soles, Jr.	Permanent Majority Caucus Chairman
Senator Tony Rand	Majority Leader
Senator Katie G. Dorsett	Majority Whip
Senator Charles W. Albertson	Majority Caucus Secretary
Senator Phil Berger	Republican Leader

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Senator Harry Brown	Deputy Republican Leader
Senator Peter Brunstetter	Deputy Republican Leader
Senator Neal Hunt	Deputy Republican Leader
Senator Jerry Tillman	Republican Whip
Senator Eddie Goodall	Joint Caucus Leader

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**
20301 Mail Service Center • Raleigh, NC 27699-0301

Beverly Eaves Perdue
Governor

January 27, 2009

Ms. Denise Weeks
Principal Clerk
North Carolina House of Representatives
Legislative Building
Raleigh, NC 27603-5925

Dear Ms. Weeks:

This letter is written to comply with Sections 1 and 2 of Executive Order Number 107, dated February 20, 1997, in the Hunt Administration.

This letter shall serve as my official designation of Room 1039 within the Administration Building as the "Office of the Governor's Legislative Counsel" as referenced in Section 1. In addition, a second official designation will be the office of Zach Ambrose in the State Capitol Building.

I hereby designate the following employees of the Governor's Office as the officials to whom delivery of bills can be made under the provisions of Section 2.

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1. Andy Willis
2. Courtney Crowder
3. Annette Newkirk

Thank you for your attention to this matter.

Sincerely,
S/ Beverly E. Perdue

On motion of Representative Owens, seconded by Representative Wainwright, the House adjourns at 2:16 p.m., in memory of our former colleague, Roger Bone, to reconvene January 29, at 11:00 a.m.

SECOND DAY

HOUSE OF REPRESENTATIVES
Thursday, January 29, 2009

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Sovereign God:

"You hold the universe and all that is in it in the palm of Your hand. This celestial orb we affectionately refer to as earth is just a blip on the radar screen of Your creation. Be that as it may, You have gifted us with its inhabitants and have allowed us no small measure of governance to insure its peace and survival. As the festivities of yesterday give way to the very real problems of today, grant unto us a special dispensation of Your divine grace to set us on a path of progress so that out of doubt will come hope, out of sorrow will come peace and out of weakness will come strength. Allow these gifts of Your Presence and deliverance to lead us into a brighter tomorrow. Amen."

Representative Owens reports the Journal of January 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

January 29, 2009

Leaves of absence are granted Representatives Blue and Brown for today.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**
20301 Mail Service Center • Raleigh, NC 27699-0301

Michael F. Easley
Governor

December 30, 2008

Ms. Denise Weeks
Principal Clerk of the House
North Carolina General Assembly
2304 Legislative Building
Raleigh, NC 27601

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 62-10(g), I hereby appoint Susan Rabon and Bryan Beatty to serve as members of the North Carolina Utilities Commission and submit their names for confirmation by the North Carolina General Assembly. Mrs. Rabon's term shall begin upon her taking the oath of office as required by General Statute § 62-11, and, upon confirmation, will expire June 30, 2015. Mr. Beatty's term shall begin upon his taking the oath of office as required by General Statute § 62-11, and, upon confirmation, will expire June 30, 2009.

Mrs. Rabon will fill the seat formally held by Samuel James "Jimmy" Ervin. Mr. Beatty will fill the seat formally held by James Kerr.

Enclosed is biographical information on these appointees. Please feel free to call on them or members of my staff if you need additional information.

With kindest regards, I remain

Very truly yours,
S/ Michael F. Easley

January 29, 2009

The letter is referred to the Committee on Rules, Calendar, and Operations of the House.

The following oath was administered to Representative Pat McElraft by Denise G. Weeks, House Principal Clerk, Notary Public of Wake County, on January 29, 2009.

**OATH FOR MEMBERS OF THE
HOUSE OF REPRESENTATIVES
2009 SESSION**

"I, PAT MCELRAFT, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, PAT MCELRAFT, do solemnly and sincerely swear (or affirm) that I will well and truly execute the duties of the office of a member of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Holliman, Weiss, Glazier, and Barnhart (Primary Sponsors); Adams, M. Alexander, Bordsen, Burris-Floyd, Carney, Cotham, Dickson, England, Fisher, Goforth, Goodwin, Hall, Harrell, Harrison, Hurley, Insko, Luebke, Mackey, Martin, Neumann, Pierce, Ross, Tarleton, Underhill, Wray, and Yongue:

H.B. 2, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Allred and McCormick (Primary Sponsors); Blust, Cole, and West:

H.B. 3, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE RULES ADOPTED BY THE NORTH CAROLINA ENVIRONMENTAL MANAGEMENT COMMISSION AND APPROVED BY THE RULES

January 29, 2009

REVIEW COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Stam, Blackwood, Brown, Cleveland, and Dollar:

H.B. 4, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ADOPTION OF THE GOOD FAITH EXCEPTION TO THE EXCLUSIONARY RULE INTO STATE LAW, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Howard, Williams, Randleman, and Brubaker (Primary Sponsors); Brown, Burr, Burris-Floyd, Dockham, Frye, Grady, Guley, Harrell, Holloway, Justus, McLawhorn, Moore, Neumann, Setzer, Spear, Steen, Tarleton, West, and Wray:

H.B. 5, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Allred, Glazier, Harrell and McElraft (Primary Sponsors); M. Alexander, Cotham, Dickson, Dollar, Fisher, Goforth, Grady, Harrison, Insko, Jeffus, Luebke, Martin, McComas, Moore, Ross, Stiller, Weiss, West, and Yongue:

H.B. 6, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HUMANE EUTHANASIA OF ANIMALS IN ANIMAL SHELTERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Owens, seconded by Representative Lucas, the House adjourns at 11:19 a.m. to reconvene Monday, February 2, 2009, at 7:00 p.m.

THIRD DAY

HOUSE OF REPRESENTATIVES
Monday, February 2, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

February 2, 2009

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"We thank You for the rest and renewal of the weekend and are mindful of the celebration of the week past. But now, as we settle into our offices and organize our physical and mental spaces to begin our week afresh, grant us the grace we require to organize our spiritual well-being in the hope that we will not only see what lies before us with our eyes but that we might catch a glimpse of our work through the eyes of Your heart. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens reports the Journal of January 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Blue, Brown, Current, Earle, Parmon, Sager, Sutton, and West for today.

Pursuant to Rule 54, the Chair grants a leave of absence to the Principal Clerk, Denise G. Weeks.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Brubaker and Hurley (Primary Sponsors); Brown, Dockham, Johnson, Setzer, E. Warren, and Wray:

H.B. 7, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A VICTORY JUNCTION GANG CAMP SPECIAL LICENSE PLATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Pierce and Hall (Primary Sponsors); K. Alexander, M. Alexander, Allred, Bell, Blackwell, Brown, Burr, Cleveland, Dockham, Dollar, Faison, Farmer-Butterfield, Fisher, Frye, Gulley, Harrison, Hurley, Jackson, Justice, Justus, McLawhorn, Randleman, Starnes, Stevens, and Tillis:

H.B. 8, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO PROVIDE CELL PHONES TO INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Pierce, Harrison, and Hall (Primary Sponsors); K. Alexander, M. Alexander, Allred, Bell, Brown, Bryant, Carney,

February 2, 2009

Cleveland, Dickson, Dollar, Earle, England, Farmer-Butterfield, Fisher, Goforth, Goodwin, Hurley, Jackson, Jones, Justice, Luebke, McLawhorn, Spear, Starnes, Tarleton, Underhill, and Weiss:

H.B. 9, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE ADDITIONAL TECHNOLOGY ASSOCIATED WITH A MOBILE PHONE WHILE OPERATING A VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moore and Wiley (Primary Sponsors); Brown, Hilton, Hurley, and Starnes:

H.B. 10, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GARNISHMENT OF THE JUDGMENT DEBTOR'S WAGES AS AN ADDITIONAL MEANS OF ENFORCING A JUDGMENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Moore:

H.B. 11, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF GROVER TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moore and Johnson:

H.B. 12, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF BIOPTIC LENSES WHEN TESTING FOR A DRIVERS LICENSE AND THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT PASSES CERTAIN REQUIREMENTS AFTER PASSING THE DRIVERS LICENSE EYE TEST, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tarleton, M. Alexander, England, Fisher, and Goforth:

H.B. 13, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OUTDOOR HISTORICAL DRAMA "HORN IN THE WEST", is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tarleton and Goforth (Primary Sponsors); Brown, Cole, Cotham, Earle, McLawhorn, Moore, Spear, Wainwright, E. Warren, and Wray:

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H.B. 14, A BILL TO BE ENTITLED AN ACT TO REENACT A LAW CONCERNING HEALTH BENEFIT PLAN CO-PAYMENTS FOR CHIROPRACTIC SERVICES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tarleton, M. Alexander, Bell, Cotham, England, Faison, Fisher, E. Floyd, Glazier, Goodwin, Hurley, Martin, Setzer, and Wainwright:

H.B. 15, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS FOR THE CREATION OF ADDITIONAL FAMILY ASSISTANCE CENTERS TO BENEFIT MILITARY PERSONNEL AND THEIR FAMILIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker, Bell, and Earle:

H.B. 16, A BILL TO BE ENTITLED AN ACT ALLOWING A RETIRED JUDGE TO PERFORM MARRIAGE CEREMONIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Brubaker:

H.B. 17, A BILL TO BE ENTITLED AN ACT TO ANNEX A DESCRIBED AREA TO THE SATELLITE CORPORATE LIMITS OF THE CITY OF ASHEBORO, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Faison and M. Alexander (Primary Sponsors):

H.B. 18, A BILL TO BE ENTITLED AN ACT TO AMEND SPECIFIC EXPERIENCE HOURS OF THE FOUR HUNDRED CLOCK HOURS REQUIRED FOR PERMANENT LICENSURE AS A SPEECH AND LANGUAGE PATHOLOGIST, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Womble, Luebke, Weiss, and Parmon (Primary Sponsors); Adams, K. Alexander, M. Alexander, Bell, Bordsen, Bryant, Coates, Cotham, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Glazier, Goforth, Hall, Harrell, Harrison, Holliman, Insko, Jackson, Jones, Lucas, Mackey, McLawhorn, Michaux, Mobley, Pierce, Ross, Tarleton, Wainwright, E. Warren, and Wray:

February 2, 2009

H.J.R. 19, A JOINT RESOLUTION RECOGNIZING THE 80TH BIRTHDAY OF MARTIN LUTHER KING, JR. AND CONGRATULATING BARACK OBAMA ON BECOMING THE 44TH PRESIDENT OF THE UNITED STATES OF AMERICA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Womble, Sutton, Parmon, and M. Alexander (Primary Sponsors); Adams, K. Alexander, Bell, Bordsen, Bryant, Carney, Dollar, Fisher, E. Floyd, Glazier, Hall, Harrell, Harrison, Hughes, Hurley, Insko, Jones, Lucas, Luebke, Mackey, Michaux, Mobley, Pierce, Ross, Wainwright, Weiss, and Wray:

H.B. 20, A BILL TO BE ENTITLED AN ACT TO PROVIDE MONETARY COMPENSATION TO PERSONS STERILIZED BY THE EUGENICS STERILIZATION PROGRAM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Womble, Sutton, Parmon, and M. Alexander (Primary Sponsors); Adams, K. Alexander, Bell, Bordsen, Bryant, Carney, Cotham, Fisher, E. Floyd, Glazier, Goforth, Hall, Harrell, Harrison, Holliman, Hughes, Insko, Jones, Lucas, Luebke, Mackey, Martin, Michaux, Mobley, Pierce, Ross, Samuelson, Wainwright, Weiss, and Wray:

H.B. 21, A BILL TO BE ENTITLED AN ACT TO PROVIDE COUNSELING BENEFITS TO EUGENICS SURVIVORS, TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A DATABASE OF EUGENICS PROGRAM PARTICIPANTS AND VERIFY THE STATUS OF PERSONS CONTACTING THE STATE TO DETERMINE THEIR PARTICIPATION IN THE STATE PROGRAM, TO ERECT A HISTORICAL MARKER ABOUT THE PROGRAM, TO DIRECT THE STATE BOARD OF EDUCATION TO INCLUDE INFORMATION ABOUT THE PROGRAM IN ITS K-12 HISTORY CURRICULUM, TO RECOMMEND CREATION OF AN ETHICS TRAINING MODULE FOR STATE, COUNTY, AND LOCAL GOVERNMENT EMPLOYEES, AND TO DIRECT THE DEPARTMENT OF CULTURAL RESOURCES TO DIGITIZE EXISTING RECORDS FOR PRESERVATION AND STUDY PURPOSES, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON COMPENSATION FOR VICTIMS OF THE EUGENICS STERILIZATION PROGRAM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Weiss, Goodwin, Luebke, and Bryant (Primary Sponsors); K. Alexander, M. Alexander, Cotham, Fisher, E. Floyd, Glazier, Hall, Harrison, Insko, Lucas, McLawhorn, Michaux, Ross, E. Warren, and Wray:

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H.B. 22, A BILL TO BE ENTITLED AN ACT TO ENHANCE YOUTH EMPLOYMENT PROTECTIONS BY REQUIRING THE COMMISSIONER OF LABOR TO REPORT ON ENFORCEMENT ACTIVITIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Weiss, Luebke, Bryant, and Goodwin (Primary Sponsors); K. Alexander, M. Alexander, Cotham, Earle, Fisher, E. Floyd, Glazier, Hall, Harrison, Insko, Jones, Lucas, McLawhorn, Michaux, Ross, and E. Warren:

H.B. 23, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 95 OF THE GENERAL STATUTES TO PROTECT THE HEALTH AND SAFETY OF CHILDREN BY INCREASING THE PENALTIES FOR VIOLATIONS OF CHILD LABOR LAWS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko, M. Alexander, England, Glazier, Hurley, and Tarleton:

H.B. 24, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ASSIST DEAF CHILDREN WITH COCHLEAR IMPLANTS TO DEVELOP SPOKEN LANGUAGE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Insko:

H.B. 25, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCESS FOR APPOINTMENTS TO THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Spear, Grady, Justice, McElraft, Stiller, Underhill, and Wainwright:

H.B. 26, A BILL TO BE ENTITLED AN ACT TO IMPOSE A TEMPORARY STAY ON INCREASED SURCHARGES AND DEDUCTIBLES FOR CERTAIN POLICIES UNDER THE BEACH PLAN AND ON PROPERTY INSURANCE RATE INCREASES FOR CERTAIN HOMEOWNERS' POLICIES ACROSS THE STATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

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INTRODUCTION OF PAGES

Pages for the week of February 2 are introduced to the membership. They are: Darline Battle of Edgecombe; Sabrina Cannon of Forsyth; Colby Creasman of Henderson; Kayla Dawes of Nash; Zach Elliott of Forsyth; Andrew Evans of Durham; Edwin Hernandez-Alfaro of Wake; Alexandria Hill of Forsyth; Quran Jasper of Edgecombe; Chelsea Johnson of Nash; Michael King, Jr., of Forsyth; Thomas Mann of Moore; Allyce McCutcheon of Pender; Addison Miles of Pender; Benjamin Morgan of Anson; William Orrin-Woods of Forsyth; Emily Painter of Onslow; Jasmine Phillips of Edgecombe; and Jessica Staton of Henderson.

COMMITTEE ASSIGNMENTS

The Speaker appoints the following Members to the Joint Legislative Ethics Committee:

LEGISLATIVE ETHICS COMMITTEE: Glazier, Chair; Lucas, E. Warren, Stam, McGee, and Wiley.

On motion of Representative Owens, seconded by Representative Jeffus, the House adjourns at 7:15 p.m. to reconvene February 3 at 11:00 a.m.

FOURTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 3, 2009

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Creator God:

"You spoke the words and all the worlds came into order. Indeed, You are the Creator of all things and Lord over all creation. We stand in awe of Your imagination and creative handiwork. Whenever we stop for a moment to drink in a scenic overlook and see the velvet cloak of colors below spilling out over our mountains like a giant patchwork quilt, or when we see

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our fertile fields yielding forth their produce for our consumption, and when we sit in stillness and listen to the ocean as it kisses the seashore of our beautiful coastline. O God, give us a renewed respect and reverence for the earth and its resources, and help us to do our part in preserving and protecting the earthly treasure of North Carolina that we all call home. Amen."

Representative Owens reports the Journal of February 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Earle, Farmer-Butterfield, Harrison, Sutton, Tucker, and West for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Tarleton, Cole, Dickson, Earle, Haire, and Moore:

H.B. 27, A BILL TO BE ENTITLED AN ACT TO REGULATE THE EUTHANASIA OF ANIMALS AND TO PROHIBIT SPECIFIED METHODS OF EUTHANASIA OF ANIMALS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Faison and Lucas:

H.B. 28, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY AND ADVISABILITY OF EXTENDING CREDITS TO FARMING AS A BUSINESS IN ANY "CAP-AND-TRADE" PROGRAM FOR GREENHOUSE GAS EMISSIONS IN WHICH THE STATE PARTICIPATES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Faison and Jackson (Primary Sponsors); and Moore:

H.B. 29, A BILL TO BE ENTITLED AN ACT TO ALLOW INTERPOLICY STACKING OF UNDERINSURED AND UNINSURED MOTORIST COVERAGE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Grady and E. Floyd:

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H.B. 30, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF JACKSONVILLE TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Grady:

H.B. 31, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF HOLLY RIDGE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bell and E. Floyd:

H.B. 32, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF CLINTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives K. Alexander, Earle, and Mobley (Primary Sponsors); Bryant, Cotham, Faison, Fisher, Glazier, Goforth, Hall, Luebke, Mackey, Wilkins, and Womble:

H.B. 33, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ELECTRONIC RECORDING OF A CUSTODIAL INVESTIGATION OF A HOMICIDE MUST BE A VISUAL RECORDING THAT SIMULTANEOUSLY MAKES AN AUDIO RECORDING OF THE INTERROGATION BEING RECORDED, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Owens, seconded by Representative England, the House adjourns at 11:14 a.m. to reconvene February 4 at 2:00 p.m.

FIFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 4, 2009

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

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The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"God of the Ages, since the beginning of time You have guided Your people. Through history's voice and experiences, we have inherited the world in which we live. In our efforts to leave our own imprint on history worthy of remembrance, give us the wisdom to look back and see all that was good and decent. Show us what didn't work and why so that we might not repeat past mistakes. And, endow us with the discernment to use our collective gifts and graces to add our own imprint on the tablet of tomorrow. Hear us we humbly beseech Thee. Amen."

Representative Owens reports the Journal of February 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Earle, Sutton, Wainwright, West, and Wray for today.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

The following petition from "The Carolinas' Full Throttle Magazine" and "BOLT" is read:

"REPEAL THE NORTH CAROLINA MOTORCYCLE HELMET
LAW"

The Speaker states that the petition is on file in the Office of the House Principal Clerk.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Pierce, Wainwright, Womble, and Hall (Primary Sponsors); K. Alexander, M. Alexander, Bell, Bordsen, Braxton, Bryant, Burris-Floyd, Carney, Coates, Cotham, Dickson, Dollar, Earle, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goodwin, Haire, Harrell, Harrison, Holliman, Hughes, Insko, Jackson, Jeffus, Jones, Lewis, Love, Lucas, Luebke, Mackey, Martin, McLawhorn, Michaux, Mobley, Moore, Ross, Spear, Tarleton, Tucker, Underhill, Weiss, Wilkins, and Wray:

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H.J.R. 34, A JOINT RESOLUTION HONORING THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) ON ITS ONE HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dollar, Avila, Blackwood, Brown, Dockham, Gulley, Hilton, Justice, Justus, Killian, Langdon, Lewis, Moore, Neumann, Samuelson, and Stevens:

H.B. 35, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REFORM LEGISLATIVE AND CONGRESSIONAL REDISTRICTING, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gillespie and Justice:

H.B. 36, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA GOLD FOUNDATION, INC., is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tarleton, Blackwood, and Brubaker (Primary Sponsors); Allred, Brown, Cotham, Dockham, Faison, Grady, Harrell, Hughes, Jackson, Jeffus, Langdon, Mackey, McLawhorn, Moore, Neumann, Samuelson, Setzer, Spear, Stevens, Underhill, and R. Warren:

H.B. 37, A BILL TO BE ENTITLED AN ACT TO FULLY FUND THE ABCS BONUSES EARNED BY PUBLIC SCHOOL EMPLOYEES DURING THE 2007-2008 SCHOOL YEAR, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Allen and E. Warren:

H.B. 38, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR THE NORTH CAROLINA CENTER FOR AUTOMOTIVE RESEARCH, INC., is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Wray, Wilkins, Williams, and Faison (Primary Sponsors); Allen, Bryant, Earle, Goforth, Harrison, Lucas, Pierce, Sutton, Tolson, Wainwright, Womble, and Yongue:

H.B. 39, A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY REQUIRING BOATING SAFETY EDUCATION PRIOR TO OPERATING A VESSEL WITH A MOTOR OF TEN

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HORSEPOWER OR GREATER, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON MANDATORY BOATING SAFETY EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moore, Blackwood, Howard, and Neumann:

H.B. 40, A BILL TO BE ENTITLED AN ACT REQUIRING THAT NOTICE OF APPEAL FROM A MAGISTRATE'S JUDGMENT IN A SUMMARY EJECTMENT PROCEEDING BE GIVEN WITHIN FIVE DAYS AFTER ENTRY OF JUDGMENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Moore:

H.B. 41, A BILL TO BE ENTITLED AN ACT TO ALLOW NONGOVERNMENTAL FIRE PROTECTION ENTITIES TO OBTAIN CRIMINAL HISTORY DETERMINATIONS ON APPLICANTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Rapp, Tarleton, and Cotham (Primary Sponsors); M. Alexander, Dockham, Faison, Fisher, E. Floyd, Harrison, Hughes, Insko, Lucas, and Mackey:

H.B. 42, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT SCIENCE SAFETY MEASURES IN THE PUBLIC SCHOOLS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Martin, Cotham, and Fisher (Primary Sponsors); K. Alexander, M. Alexander, E. Floyd, Harrison, Hughes, Lucas, and Tarleton:

H.B. 43, A BILL TO BE ENTITLED AN ACT MAKING IT UNLAWFUL FOR A SCHOOL BOARD MEMBER TO WILLFULLY FAIL TO DISCHARGE THE DUTIES OF THE OFFICE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Allred, Blackwood, Brown, Current, Dockham, Hilton, Holloway, Killian, Moore, Neumann, Samuelson, Setzer, and Starnes:

H.B. 44, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REQUIRE A THREE-FIFTHS VOTE FOR THE GENERAL ASSEMBLY TO LEVY STATE TAXES, is referred to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Blust and Holloway (Primary Sponsors); Allred, Blackwood, Brown, Current, Dockham, Dollar, Hilton, Hurley, Justice, Justus, Killian, Langdon, Lewis, McGee, Moore, Neumann, Samuelson, Setzer, Stam, Starnes, and Steen:

H.B. 45, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ZERO-BASED BUDGETING, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Blackwood, Brown, Current, Hilton, Holloway, Moore, and Starnes:

H.B. 46, A BILL TO BE ENTITLED AN ACT TO CONFORM THE STATE INCOME TAX PERSONAL EXEMPTION AND STANDARD DEDUCTION AMOUNTS TO THE FEDERAL AMOUNTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust and Blackwood (Primary Sponsors); Current, Moore, and Starnes:

H.B. 47, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE TO THE PEOPLE THE POWER OF INITIATIVE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust and Blackwood (Primary Sponsors); Allred, Brown, Current, Dockham, Langdon, McGee, Moore, Setzer, and Starnes:

H.B. 48, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO GRANT THE GOVERNOR A LINE-ITEM VETO OF APPROPRIATIONS ITEMS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Allred, Blackwood, Brown, Current, Dockham, Hilton, and Steen:

H.B. 49, A BILL TO BE ENTITLED AN ACT TO CREATE A PERMANENT CITIZENS EFFICIENCY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Current, Hilton, Justice, and Moore:

H.B. 50, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO ALLOW RECALL

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ELECTIONS FOR ANY OFFICE ESTABLISHED BY THE CONSTITUTION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Brown, Current, Dockham, Hilton, McGee, and Starnes:

H.B. 51, A BILL TO BE ENTITLED AN ACT TO REFORM THE PREPARATION AND ADMINISTRATION OF THE BUDGET FOR THE GENERAL ASSEMBLY TO PROVIDE GREATER TRANSPARENCY AND TO REGULATE DISCRETIONARY FUNDS AND THE PROCESS OF ENACTMENT OF THE STATE BUDGET, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Haire and Rapp (Primary Sponsors):

H.B. 52, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FILING PERIOD FOR THE HAYWOOD COUNTY BOARD OF EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

CAUCUS LEADERS ANNOUNCED

Representative Holliman announces the following party officers: Democratic Freshman Caucus Leader Co-Chairs, Jane Whilden and Kelly M. Alexander, Jr.; Secretary, Elmer Floyd.

On motion of Representative Owens, seconded by Representative Rapp, the House adjourns at 2:21 p.m. to reconvene February 5 at 11:00 a.m.

SIXTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 5, 2009

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following moment of silence and prayer are offered by the Reverend Jim Harry, House Chaplain:

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-----Moment of Silence-----
(In memory of Jim Long, former Representative
and Commissioner of Insurance)

"Merciful God:

"In giving us the earth on which to live, work, learn, laugh and play, You have provided us with instructions to love You and to love our neighbors as ourselves. We confess to You that we have not always loved You with our whole heart nor have we always loved our neighbors as we love ourselves. Swing wide the gates of Your mercy and forgive us when we have failed to follow Your 'Golden Rule.' Open wide the portals of glory and shower us with unlimited favor that we might continue to grow as spiritual people in the hope that others who cross our paths might discover us to be kind and generous friends. Amen."

Representative Owens reports the Journal of February 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Earle, Sutton, Wainwright, West, and Wiley for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Randleman, Howard, Brubaker, and Holloway (Primary Sponsors); Speaker Hackney; M. Alexander, Blue, Brown, Dockham, Dollar, Earle, Grady, Hill, Hilton, Hurley, Insko, Justus, Langdon, Luebke, McCormick, Moore, Setzer, Starnes, Stevens, Tillis, E. Warren, and Weiss:

H.J.R. 53, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOHN WALTER BROWN, FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Dickson, Lucas, and E. Floyd (Primary Sponsors); Brisson and Harrison:

H.B. 54, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS FOR MONITORING AND EMERGENCY CLEANUP OF THE TEXFI SITE CONTAMINATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Glazier, Dickson, Lucas, and Tolson (Primary Sponsors); Brisson, E. Floyd, Martin, and E. Warren:

H.B. 55, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE DEFENSE AND SECURITY TECHNOLOGY ACCELERATOR, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Rapp, Haire, and Carney (Primary Sponsors); M. Alexander, Bell, Fisher, Lucas, Mackey, Wainwright, E. Warren, and Weiss:

H.B. 56, A BILL TO BE ENTITLED AN ACT TO INCREASE FUNDING FOR THE NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF TEACHING, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Rapp, Dickson, and Carney (Primary Sponsors); M. Alexander, Cotham, Martin, and Wainwright:

H.B. 57, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO DEVELOP AND IMPLEMENT A HIGH SCHOOL PILOT PROGRAM FOCUSING ON CRITICAL FOREIGN LANGUAGES AND FOREIGN AND INTERNATIONAL AFFAIRS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Dickson, Lucas, and Tolson (Primary Sponsors); M. Alexander, Brisson, E. Floyd, Harrell, Martin, Wainwright, and E. Warren:

H.B. 58, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA MILITARY BUSINESS CENTER, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Allen:

H.B. 59, A BILL TO BE ENTITLED AN ACT EXPANDING PERMITTED USES OF 911 FUNDS IN FRANKLIN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rapp:

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H.B. 60, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXEMPTION OF MADISON COUNTY FROM THE PROVISIONS OF G.S. 20-162.1, PRIMA FACIE RULE OF EVIDENCE FOR ENFORCEMENT OF PARKING REGULATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tarleton, Hill, Lucas, and McComas:

H.B. 61, A BILL TO BE ENTITLED AN ACT TO PERMIT EMPLOYERS WITH LESS THAN FIFTY EMPLOYEES TO REVERT TO THE SEMIMONTHLY SALES TAX COLLECTION METHOD, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Justus and E. Floyd:

H.B. 62, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HENDERSONVILLE TO ENROLL ITS EMPLOYEES OR RETIREES IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cleveland, Grady, and Tucker (Primary Sponsors):

H.B. 63, A BILL TO BE ENTITLED AN ACT TO MODIFY THE OPTIONS FOR DISTRIBUTION OF THE LOCAL SALES TAXES IN ONSLOW COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Harrison, Jeffus, Adams, and Wiley (Primary Sponsors); and Blust:

H.B. 64, A BILL TO BE ENTITLED AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tolson, Stam, McLawhorn, and Wiley (Primary Sponsors); M. Alexander, Blackwood, Brown, Cotham, England, Faison, Gulley, Lucas, Neumann, Steen, Tarleton, E. Warren, Weiss, and Wilkins:

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H.B. 65, A BILL TO BE ENTITLED AN ACT TO REENACT THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Justice and McComas (Primary Sponsors):

H.B. 66, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY MUNICIPALITIES IN NEW HANOVER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cole, M. Alexander, Dockham, Goforth, Harrison, Hurley, Lucas, and Martin:

H.B. 67, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE COVERING OF THE STATE NAME ON A STATE LICENSE PLATE BY A LICENSE PLATE FRAME, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cole and McLawhorn (Primary Sponsors); M. Alexander, England, Goforth, Harrison, Howard, Insko, Luebke, and Weiss:

H.B. 68, A BILL TO BE ENTITLED AN ACT TO MAKE USING A MOBILE PHONE OR ACCESSING ADDITIONAL TECHNOLOGY UNLAWFUL WHILE OPERATING A MOTOR VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cole, Carney, Goforth, Howard, Lucas, and Tillis:

H.B. 69, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hall and Cleveland (Primary Sponsors); Avila, Barnhart, Blackwell, Blackwood, Blust, Braxton, Brisson, Brown, Current, Dockham, Dollar, E. Floyd, Folwell, Gillespie, Grady, Gulley, Harrison, Hilton, Howard, Hurley, Killian, Langdon, Lewis, Lucas, Martin, McElraft, Moore, Neumann, Pierce, Sager, Samuelson, Setzer, Stam, Tillis, and Wiley:

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H.B. 70, A BILL TO BE ENTITLED AN ACT TO ISSUE THE MARINE CORPS LEAGUE SPECIAL PLATE WITH REDUCED APPLICATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goforth, Brubaker, Carney, and Howard (Primary Sponsors); Adams, K. Alexander, Allen, Bell, Bordsen, Braxton, Brisson, Bryant, Cole, Cotham, Crawford, Dockham, Earle, England, Farmer-Butterfield, Fisher, E. Floyd, Frye, Glazier, Goodwin, Haire, Hall, Harrell, Hill, Holliman, Hughes, Jackson, Jeffus, Johnson, Jones, Justice, Lucas, Mackey, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Sager, Spear, Sutton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, West, Williams, Womble, Wray, and Yongue:

H.B. 71, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROVIDE FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goforth, Brubaker, Carney, and Howard (Primary Sponsors); Adams, K. Alexander, Allen, Bell, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Current, Dockham, Earle, England, Farmer-Butterfield, Fisher, E. Floyd, Frye, Glazier, Goodwin, Guice, Haire, Hall, Harrell, Hill, Holliman, Hughes, Jackson, Jeffus, Johnson, Jones, Justice, Lucas, Mackey, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Sager, Spear, Sutton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, West, Wilkins, Williams, Womble, Wray, and Yongue:

H.B. 72, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A CONSTITUTIONAL AMENDMENT PROVIDING FOR FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY BY PROVIDING NECESSARY STATUTORY CHANGES, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Owens, seconded by Representative Bordsen, the House adjourns at 11:18 a.m., in memory of Jim Long, to reconvene Monday, February 9, 2009, at 6:00 p.m.

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SEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 9, 2009

The House meets at 6:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"To You all hearts are open and all desires known. Inspire us to do our best thinking, our best organizing, our best with our respective committee assignments, and our best in our service to others. May Your guidance inspire us to push one another to higher levels of competency and achievement. Keep true in us the call of our vocation to public service so that our work will bring hope to our constituents who are facing difficult and uncertain times. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens reports the Journal of February 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Brown, Earle, Hill, Hilton, Steen, and Wiley for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Blackwood:

H.B. 73, A BILL TO BE ENTITLED AN ACT TO ADD THE VILLAGE OF MARVIN TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Blackwood, Brown, Cleveland, E. Floyd, and Holloway:

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H.B. 74, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT AT LEAST SIXTY-FIVE PERCENT OF SCHOOL FUNDING IS USED FOR CLASSROOM INSTRUCTION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Blackwood, and Cleveland:

H.B. 75, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS BUDGETED FOR SALARIES AND WAGES SHALL ONLY BE EXPENDED FOR THOSE ITEMS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier and Yongue (Primary Sponsors); M. Alexander, Cotham, England, E. Floyd, Harrison, Hughes, Insko, Lucas, and Sutton:

H.B. 76, A BILL TO BE ENTITLED AN ACT TO SET A UNIFORM FILING FEE FOR BOARD OF EDUCATION CANDIDACY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 77, A BILL TO BE ENTITLED AN ACT TO ALLOW CAMDEN COUNTY TO REGULATE GOLF CARTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Owens, Johnson, Lucas, and Steen (Primary Sponsors); M. Alexander, Brown, Carney, Coates, Cotham, Earle, Fisher, Frye, Gulley, Hall, Lewis, Parmon, Randleman, Samuelson, Spear, Tarleton, and Wray:

H.J.R. 78, A JOINT RESOLUTION HONORING THREE-TIME NASCAR SPRINT CUP CHAMPION JIMMIE JOHNSON, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier and Rapp (Primary Sponsors); M. Alexander, Blackwood, England, Fisher, E. Floyd, Goforth, Hughes, Jeffus, Lucas, Parmon, Pierce, and Tarleton:

H.B. 79, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PUBLIC SCHOOL FUNDING FORMULAS TO EXTEND ITS REVIEW OF PUBLIC SCHOOL FUNDING, is referred to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Goodwin and M. Alexander:

H.B. 80, A BILL TO BE ENTITLED AN ACT TO CONTINUE TO APPLY SPECIAL RULES TO MUNICIPAL REDISTRICTING AFTER THE 2010 CENSUS THAT APPLY TO ELECTIONS SCHEDULED FOR 2011, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cleveland, Brown, Folwell, Gulley, Hilton, Holloway, Hurley, Johnson, Killian, Lewis, McGee, Randleman, Sager, and Starnes:

H.B. 81, A BILL TO BE ENTITLED AN ACT TO AMEND THE NOTICE OF SPECIAL AND EMERGENCY MEETINGS UNDER THE OPEN MEETINGS ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Faison and Jackson (Primary Sponsors):

H.B. 82, A BILL TO BE ENTITLED AN ACT TO INCREASE MANDATORY LIABILITY INSURANCE REQUIREMENTS FOR CERTAIN MOTOR VEHICLES AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Harrison, Cleveland, Neumann, and Weiss (Primary Sponsors); M. Alexander, Avila, Blackwood, Brown, Burris-Floyd, Coates, Cotham, Current, Daughtry, Dockham, Dollar, Fisher, Folwell, Goforth, Guice, Gulley, Hall, Harrell, Hilton, Holloway, Hurley, Jeffus, Johnson, Justus, Killian, Langdon, Luebke, McElraft, Randleman, Ross, Sager, Samuelson, Stam, Steen, Stevens, Tarleton, Tillis, Underhill, Wiley, and Wilkins:

H.B. 83, A BILL TO BE ENTITLED AN ACT TO LIMIT TO ACADEMIC SCHOLARSHIPS A BUDGET PROVISION GRANTING IN-STATE TUITION TO CERTAIN FULL SCHOLARSHIP STUDENTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Brown, Burr and Burris-Floyd (Primary Sponsors); Blackwood, Blust, Cleveland, Guice, Gulley, Justus, McCormick, Randleman, Sager, Starnes, and Tillis:

H.B. 84, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PERSONS NOT LAWFULLY PRESENT IN THE UNITED STATES

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MAY BE DENIED PRETRIAL RELEASE IN CERTAIN CIRCUMSTANCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Burr and Sager (Primary Sponsors); and Coates:

H.B. 85, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON RAFFLE PRIZES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Weiss, Crawford, Brubaker, and M. Alexander (Primary Sponsors); Adams, Bordsen, Cotham, Dockham, Farmer-Butterfield, Fisher, Hall, Harrison, Insko, Jones, Lucas, Luebke, Mobley, Parmon, Pierce, and Ross:

H.B. 86, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL-TERRAIN VEHICLES AND MOTORCYCLES THAT ARE USED AS OFF-ROAD VEHICLES TO BE REGISTERED WITH THE DIVISION OF MOTOR VEHICLES, TO CREATE A NONREVERTING REVENUE FUND IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES DESIGNATED AS THE OFF-ROAD VEHICLE TRUST FUND TO BE USED TO PROVIDE ALL-TERRAIN VEHICLE SAFETY TRAINING, ACQUIRE NEW LANDS, MANAGE LANDS, AND DEVELOP OFF-ROAD VEHICLE PARKS, TRAILS, AND FACILITIES, AND TO CREATE A NEW OFF-ROAD RECREATION PROGRAM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Earle, Weiss, Bryant and Farmer-Butterfield (Primary Sponsors); Adams, M. Alexander, Bordsen, Cotham, Fisher, Glazier, Hall, Harrison, Insko, Jackson, Jones, Lucas, Luebke, Mobley, Parmon, Pierce, and Ross:

H.B. 87, A BILL TO BE ENTITLED AN ACT TO ESTABLISH ADDITIONAL ENFORCEMENT POSITIONS FOR THE DEPARTMENT OF LABOR'S WAGE AND HOUR DIVISION AND OCCUPATIONAL SAFETY AND HEALTH DIVISION, AND TO APPROPRIATE FUNDS FOR THOSE POSITIONS IN ORDER TO IMPROVE WORKER PROTECTIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives England, Fisher, Adams, and Wilkins (Primary Sponsors); K. Alexander, M. Alexander, Allen, Blue, Bordsen, Bryant, Carney, Cotham, Crawford, Dickson, Earle, Farmer-Butterfield, E. Floyd, Glazier, Goforth, Goodwin, Hall, Harrell, Harrison, Holliman, Hughes,

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Insko, Jackson, Jeffus, Jones, Lucas, Luebke, Mackey, Martin, Owens, Parmon, Ross, Sutton, Tarleton, Tolson, Wainwright, E. Warren, Weiss, Womble, and Wray:

H.B. 88, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND COMPREHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN THROUGH NINE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Haire and Tarleton:

H.B. 89, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF FEES COLLECTED FROM THE FRIENDS OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK SPECIAL STATE ATTRACTION PLATE TO BE USED FOR ORDINARY ADMINISTRATIVE AND OPERATING EXPENSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Haire, Lucas, and Farmer-Butterfield (Primary Sponsors); M. Alexander, Faison, Fisher, E. Floyd, Hall, Harrell, Hughes, Insko, Parmon, Pierce, and Tucker:

H.B. 90, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CHILD WELFARE COLLABORATIVE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Rapp, Goforth, and Fisher (Primary Sponsors); Earle, E. Floyd, Frye, Gillespie, Hughes, Insko, and Tarleton:

H.B. 91, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, FOR PROJECT C.A.R.E. WHICH PROVIDES SUPPORT FOR INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF PAGES

Pages for the week of February 9 are introduced to the membership. They are: Lindsey Broadwell of Wake; Andi Cochran of Carteret; Athena Demas-Owen of Transylvania; Erica Frederick of Wake; Jacquelyn Hauser

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of Carteret; Paul Howell of Wilson; Charles Logan of Durham; Ali Massey of Halifax; Mitchel Modlin of Polk; Chanei Rogers of Scotland; Vicky Thorne of Edgcombe; and Chase Young of Halifax.

On motion of Representative Owens, seconded by Representative Cole, the House adjourns at 6:16 p.m. to reconvene February 10 at 2:30 p.m.

EIGHTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 10, 2009

The House meets at 2:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Creator God:

"As the sun reaches its apex in its celestial realm and its rays kiss the earth with warmth, we are grateful to have another day to live, learn, work and play. As we acknowledge You to be the Giver of every good and perfect gift, allow us time to keep our hand to the plow as well as time to enjoy the fruits of our labor. Help us to achieve a healthy balance between work and play, between toil and rest. And, in Thy mercy, as the evening shadows lengthen and the evening comes, let us sleep in peace and find our rest in Thee. Amen."

Representative Owens reports the Journal of February 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brown and Earle for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Glazier, Weiss, Rapp, and Yongue (Primary Sponsors); Dickson, Faison, Harrison, Hughes, Lucas, Tarleton, and Wainwright:

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H.B. 92, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE NORTH CAROLINA SCIENCE OLYMPIAD TO ALL ONE HUNDRED COUNTIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives R. Warren and Spear (Primary Sponsors); Hughes, Lucas, and Tarleton:

H.B. 93, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE SUM OF FIFTY THOUSAND DOLLARS TO THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, STATE HIGHWAY PATROL DIVISION, TO EMPLOY A CONTRACT POSITION TO COORDINATE CAISSON ACTIVITIES FOR THE NORTH CAROLINA TROOPERS ASSOCIATION CAISSON UNIT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Owens and Insko (Primary Sponsors); Coates, Lewis, and Lucas:

H.B. 94, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS AN UNPAID VOLUNTEER IN A LOCAL SCHOOL ADMINISTRATIVE UNIT IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives K. Alexander, Faison, and Hughes:

H.B. 95, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH CARE FACILITIES TO GIVE A PATIENT OR CLIENT THE OPTION OF CHOOSING TO HAVE A PERSONAL CARE SERVICES PROVIDER BE OF THE SAME GENDER AS THE CLIENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Faison, Bell, Hughes, and Lucas:

H.B. 96, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OR TO NONPROFIT ORGANIZATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Owens, seconded by Representative Coates, the House adjourns at 2:42 p.m. to reconvene February 11 at 2:00 p.m.

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NINTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 11, 2009

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Sovereign God:

"You alone rule the universe and all that is in it. By Your mercy, we are allowed to share in the care of Your children. As we are given positions of leadership and are assigned to various committees, may we see each and every assignment as an opportunity to bring clarity and order to Your world. Allow chairpersons the grace to lead with integrity. Let each voice be given the opportunity to be heard and let civil debate occur so that, at the end of the day, our work might become Your hope for Your world. Amen."

Representative Owens reports the Journal of February 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bell, Brown, and Earle for today.

BILL INTRODUCED

Pursuant to Rule 32(a), and without objection, **H.R. 110**, A HOUSE RESOLUTION TO AMEND THE TEMPORARY RULES FOR THE 2009 SESSION OF THE HOUSE OF REPRESENTATIVES is placed on the Calendar for immediate consideration.

Representative Owens is the Primary Sponsor. Co-Sponsors are Representatives England, Hughes, and Lucas.

Representative Owens offers Amendment No. 1 which is adopted by electronic vote (109-0).

The resolution, as amended, is adopted, by electronic vote (109-0), and ordered printed.

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Representative Whilden states that her voting equipment malfunctioned and she requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (110-0).

COMMITTEE ASSIGNMENTS

The Speaker makes the following committee assignments:

AGING: Representative Farmer-Butterfield, Chair; Representatives Pierce, Samuelson, and Weiss, Vice Chairs; Representatives Adams, Boles, Bordsen, Burr, Burris-Floyd, Earle, Jackson, Jones, McCormick, Mills, and Sager.

AGRICULTURE: Representative Hill, Chair; Representatives Bell, Braxton, Brisson, Faison, Lewis, and Williams, Vice Chairs; Representatives Allred, Coates, Daughtry, Guice, Holloway, Langdon, McCormick, Mobley, Starnes, Steen, Tarleton, Tolson, Tucker, Underhill, E. Warren, and Wray.

ALCOHOLIC BEVERAGE CONTROL: Representative R. Warren, Chair; Representatives Gibson, Hughes, and Lucas, Vice Chairs; Representatives Bell, Brown, Coates, Daughtry, Jackson, Lewis, Starnes, Steen, and Sutton.

APPROPRIATIONS: Representative Michaux, Senior Chair; Representatives Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs; Representatives Bordsen, Cole, Earle, England, Fisher, Glazier, Goforth, Harrison, Insko, Love, Martin, McLawhorn, Owens, Pierce, Rapp, Underhill, E. Warren, and Womble, Vice Chairs.

APPROPRIATIONS SUBCOMMITTEE ON CAPITAL: Representatives Goforth, Owens, and Womble, Chairs; Representatives Allred and Grady, Vice Chairs; Representatives Avila, Daughtry, Holliman, Killian, Ross, and Wainwright.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION: Representatives Glazier, McLawhorn, and Rapp, Chairs; Representatives Bell, Johnson, Lucas, Parmon, and Tarleton, Vice Chairs; Representatives Blackwell, Hilton, Holloway, and Wiley.

APPROPRIATIONS SUBCOMMITTEE ON GENERAL GOVERNMENT: Representatives Fisher and Underhill, Chairs; Representatives Steen and Tucker, Vice Chairs; Representatives Brown, Cleveland, E. Floyd, Mills, and Whilden.

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APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND

HUMAN SERVICES: Representatives Earle, England, and Insko, Chairs; Representatives Barnhart and Farmer-Butterfield, Vice Chairs; Representatives Brisson, Burr, Burris-Floyd, Dollar, Neumann, and Stewart.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE AND

PUBLIC SAFETY: Representatives Bordsen and Love, Chairs; Representatives Spear, Sutton, and R. Warren, Vice Chairs; Representatives Boles, Goodwin, Guice, Hurley, Jackson, Justus, Mobley, Moore, Randleman, and Stevens.

APPROPRIATIONS SUBCOMMITTEE ON NATURAL

AND ECONOMIC RESOURCES: Representatives Harrison, Pierce, and E. Warren, Chairs; Representatives Justice, Wilkins, and Wray, Vice Chairs; Representatives Bryant, Langdon, Sager, Samuelson, and West.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPOR-

TATION: Representatives Cole and Martin, Chairs; Representatives Allen, Blue, Coates, and Harrell, Vice Chairs; Representatives Current, Dickson, Dockham, Frye, Gillespie, Gulley, Mackey, McElraft, Stiller, and Williams.

COMMERCE, SMALL BUSINESS, AND ENTREPRENEURSHIP:

Representative Dickson, Chair; Representatives Adams, Carney, Goforth, Starnes, Stewart, and Wilkins, Vice Chairs; Representatives Allen, Allred, Avila, Blackwell, Blackwood, Boles, Braxton, Brown, Cole, England, Farmer-Butterfield, E. Floyd, Frye, Gillespie, Harrell, Holloway, McGee, Mills, Owens, Pierce, Rapp, Samuelson, Steen, Tarleton, E. Warren, and Wray.

EDUCATION: Representatives Bell and Lucas, Chairs; Representatives Cotham, Fisher, Love, Parmon, and Womble, Vice Chairs.

EDUCATION SUBCOMMITTEE ON COMMUNITY COL-

LEGES: Representative Love, Chair; Representatives Bordsen, England, and McLawhorn, Vice Chairs; Representatives Avila, Brown, Cleveland, E. Floyd, Goodwin, Langdon, McCormick, McElraft, Stiller, Tolson, R. Warren, and Wilkins.

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EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND SECONDARY EDUCATION: Representatives Cotham and Parmon, Chairs; Representatives Blackwood, Jeffus, E. Warren, and Wiley, Vice Chairs; Representatives Blackwell, Carney, Fisher, Folwell, Glazier, Hurley, Jackson, Johnson, Rapp, and Stam.

EDUCATION SUBCOMMITTEE ON UNIVERSITIES: Representative Womble, Chair; Representatives Dollar and Insko, Vice Chairs; Representatives Adams, M. Alexander, Bryant, Burris-Floyd, Dickson, Hall, Hilton, Holloway, Michaux, Mills, Rhyne, Ross, Samuelson, Stewart, Tarleton, Tillis, and Yongue.

ELECTION LAW AND CAMPAIGN FINANCE REFORM: Representative Goodwin, Chair; Representatives Current, Luebke, Michaux, and Ross, Vice Chairs; Representatives Blue, Bryant, Burris-Floyd, Cotham, Fisher, Harrison, Justice, Lewis, Martin, Sager, Stam, Starnes, and Underhill.

ENERGY AND ENERGY EFFICIENCY: Representative Bryant, Chair; Representatives Harrison, Samuelson, and Tolson, Vice Chairs; Representatives K. Alexander, Burr, Fisher, Folwell, Gulley, Luebke, McCormick, Neumann, Sager, Tarleton, and Whilden.

ENVIRONMENT AND NATURAL RESOURCES: Representative Allen, Chair; Representatives Gillespie, Harrison, Justice, Tarleton, and Underhill, Vice Chairs; Representatives K. Alexander, Blackwood, E. Floyd, Gibson, Haire, Insko, Killian, Luebke, Martin, McComas, McElraft, Owens, Samuelson, Stiller, Tucker, West, and Womble.

ETHICS: Representatives Howard and Ross, Chairs; Representatives Brubaker and Yongue, Vice Chairs; Representatives Bell, Current, Dockham, Farmer-Butterfield, Justice, Lucas, Martin, Rhyne, Setzer, and Tolson.

FEDERAL RELATIONS AND INDIAN AFFAIRS: Representatives Blue and Sutton, Chairs; Representatives Frye, Martin, and Pierce, Vice Chairs; Representatives Brown, Gillespie, West, and Yongue.

FINANCE: Representative Luebke, Senior Chair; Representatives Gibson, Wainwright, and Weiss, Chairs; Representatives Hill, Holliman, Howard, McComas, and Womble, Vice Chairs; Representatives K. Alexander, Blackwood, Blust, Braxton, Carney, Cotham, Faison, Folwell, Hall, Hughes, Jones, Lewis, McCormick, McGee, Owens, Rhyne, Ross, Setzer, Stam, Starnes, and Tillis.

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FINANCIAL INSTITUTIONS: Representative Holliman, Chair; Representatives Brubaker, Carney, Hall, and Williams, Vice Chairs; Representatives Cotham, Dockham, Earle, Gibson, Glazier, Grady, Jeffus, McComas, Neumann, Rhyne, Setzer, Spear, Tillis, and Wainwright.

HEALTH: Representatives England and Insko, Chairs; Representatives Earle, Justus, Neumann, and Rapp, Vice Chairs; Representatives Adams, M. Alexander, Allred, Avila, Barnhart, Brubaker, Burris-Floyd, Current, Dollar, Farmer-Butterfield, Glazier, Goforth, Grady, Harrell, Hughes, McComas, McLawhorn, Parmon, Stewart, Wainwright, Weiss, and Wilkins.

HOMELAND SECURITY, MILITARY, AND VETERANS AFFAIRS: Representative Hall, Chair; Representatives Blust, E. Floyd, Killian, and Martin, Vice Chairs; Representatives Barnhart, Braxton, Cleveland, Dickson, Glazier, Hilton, Lewis, McLawhorn, Sager, Sutton, Underhill, and R. Warren.

INSURANCE: Representatives Goforth and Wray, Chairs; Representatives Dickson, Dockham, and Setzer, Vice Chairs; Representatives Barnhart, Blust, Brubaker, Cole, Current, Faison, Gibson, Holliman, Howard, Hughes, Pierce, Wainwright, and Whilden.

JUDICIARY I: Representative Ross, Chair; Representatives Goodwin, Stam, and Stiller, Vice Chairs; Representatives M. Alexander, Blust, Bryant, Cotham, Hall, Insko, Martin, Mobley, Neumann, Stevens, and West.

JUDICIARY II: Representative Blue, Chair; Representatives Glazier, Love, and Weiss, Vice Chairs; Representatives Blackwell, Bordsen, Crawford, Folwell, Hurley, Jackson, Johnson, Jones, Moore, Parmon, Rhyne, and Spear.

JUDICIARY III: Representative Sutton, Chair; Representatives Daughtry, Faison, and R. Warren, Vice Chairs; Representatives Fisher, Guice, Haire, Harrison, Jeffus, Lewis, Mackey, Michaux, Mills, Randleman, Tillis, Underhill, and Wiley.

JUVENILE JUSTICE: Representatives Bordsen and Mobley, Chairs; Representatives Cotham, Haire, and Whilden, Vice Chairs; Representatives K. Alexander, Avila, Blust, Bryant, Goodwin, Guice, Hurley, Justus, McElraft, Parmon, Pierce, Randleman, Stevens, and Weiss.

LOCAL GOVERNMENT I: Representative Jones, Chair; Representatives Allen, Brown, and Mackey, Vice Chairs; Representatives Adams, Avila, Boles, Fisher, Frye, Jackson, Love, Steen, Tillis, and Womble.

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LOCAL GOVERNMENT II: Representative Braxton, Chair; Representatives Langdon, Stam, and Tucker, Vice Chairs; Representatives Blackwell, E. Floyd, Gibson, Guice, Lucas, McElraft, Owens, Samuelson, Spear, Stewart, E. Warren, and Wiley.

MARINE RESOURCES AND AQUACULTURE: Representative Spear, Chair; Representatives McElraft, Stiller, Wainwright, and Williams, Vice Chairs; Representatives Harrison, Justice, McComas, and Underhill.

MENTAL HEALTH REFORM: Representatives Brisson and Earle, Chairs; Representatives M. Alexander and Barnhart, Vice Chairs; Representatives Blackwood, Braxton, Crawford, England, Glazier, Hurley, Insko, Justus, Langdon, McGee, McLawhorn, Parmon, Randleman, and Wiley.

PENSIONS AND RETIREMENT: Representative Tucker, Chair; Representatives Bell, Folwell, Holloway, Hurley, and McGee, Vice Chairs; Representatives Farmer-Butterfield, McLawhorn, Ross, and Tolson.

PUBLIC UTILITIES: Representative Coates, Chair; Representatives Brubaker, Cole, Faison, and Tucker, Vice Chairs; Representatives K. Alexander, Bryant, Carney, Earle, Goforth, Grady, Gulley, Harrison, Holliman, Howard, Johnson, Lucas, McComas, Moore, and Neumann.

RULES, CALENDAR, AND OPERATIONS OF THE HOUSE: Representative Owens, Chair; Representatives Glazier, Hill, Luebke, and Ross, Vice Chairs; Representatives Barnhart, Bell, Blue, Brubaker, Crawford, Current, Dockham, Grady, Holliman, Howard, Insko, Jeffus, Justice, Love, McComas, McLawhorn, Michaux, Setzer, Steen, Tillis, Weiss, and Yongue.

SCIENCE AND TECHNOLOGY: Representative Harrell, Chair; Representatives Avila, Gulley, Jones, and Tolson, Vice Chairs; Representatives Blue, England, Haire, Hall, Johnson, Stevens, and Tillis.

STATE GOVERNMENT/STATE PERSONNEL: Representative Wilkins, Chair; Representatives Harrell, Jackson, and Mobley, Vice Chairs; Representatives Burr, Justus, Killian, Mackey, Randleman, Sager, Sutton, Wiley, Womble, and Yongue.

TRANSPORTATION: Representative Carney, Chair; Representatives Coates, Cole, Crawford, Hilton, McComas, and Williams, Vice Chairs; Representatives Allen, Allred, Blackwood, Braxton, Brisson, Cleveland, Daughtry, Dollar, Frye, Goodwin, Harrell, Hill, Hughes, Killian, Mackey, McGee, Moore, Rapp, Steen, Stiller, Sutton, Whilden, Wilkins, and Wray.

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UNIVERSITY BOARD OF GOVERNORS NOMINATING: Representative Dickson, Chair; Representatives Bryant, Haire, and Moore, Vice Chairs; Representatives Bell, Blust, Brubaker, Dollar, Grady, Howard, Insko, McCormick, Michaux, Rapp, Stewart, E. Warren, Williams, and Womble.

WATER RESOURCES AND INFRASTRUCTURE: Representative Tarleton, Chair; Representatives K. Alexander, Allen, Gibson, and Owens, Vice Chairs; Representatives Blackwell, Burr, Gillespie, Goforth, Justice, Mills, Samuelson, Underhill, E. Warren, and R. Warren.

WAYS & MEANS/BROADBAND CONNECTIVITY: Representative Faison, Chair; Representatives Coates and Tillis, Vice Chairs; Representatives K. Alexander, Allen, Blackwell, Boles, Bryant, Gillespie, Gulley, Haire, Hill, Hilton, Stevens, Tolson, and Wilkins.

WILDLIFE RESOURCES: Representative Williams, Chair; Representatives Cleveland, Steen, West, and Wray, Vice Chairs; Representatives Brisson, Cole, Gulley, Love, Lucas, McLawhorn, Rhyne, Spear, and Stiller.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Killian, Sager, McElraft, and Guice (Primary Sponsors); K. Alexander, Avila, Barnhart, Blackwell, Blackwood, Blust, Cleveland, Current, Dollar, Frye, Grady, Gulley, Harrison, Holloway, Howard, Hurley, Justice, Justus, Lewis, Lucas, Martin, McCormick, McGee, Mills, Neumann, Randleman, Stevens, Tarleton, Tillis, and Wiley:

H.B. 97, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RESIDENTS OF THIS STATE WHO ARE SERVING ON FULL-TIME ACTIVE MILITARY DUTY OUTSIDE THIS STATE IN THE ARMED FORCES OF THE UNITED STATES OR A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES MAY HUNT OR FISH WHILE ON LEAVE IN THIS STATE WITHOUT OBTAINING A LICENSE, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Finance.

By Representatives Killian, Sager, Dollar, and Burris-Floyd (Primary Sponsors); K. Alexander, Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Burr, Cleveland, Current, Frye, Guice, Harrison, Howard, Hurley, Justice, Justus, Lewis, Lucas, Martin, McCormick, McElraft, McGee, Mills, Neumann, Randleman, Stevens, Tarleton, Tillis, and Wiley:

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H.B. 98, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEMBER OF THE RESERVE COMPONENTS OF THE ARMED FORCES TO RENEW A DRIVERS LICENSE UPON RECEIPT OF DEPLOYMENT ORDERS AND TO ALLOW A THIRTY-DAY GRACE PERIOD FOR AN EXPIRED LICENSE UPON RELEASE FROM ACTIVE DUTY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Transportation.

By Representatives Killian, Burr, Wiley, and R. Warren (Primary Sponsors); K. Alexander, Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brown, Burris-Floyd, Cleveland, Current, Dollar, Folwell, Frye, Guice, Harrison, Howard, Hughes, Hurley, Jones, Justice, Justus, Lewis, Lucas, Martin, McCormick, McElraft, McGee, Neumann, Randleman, Stevens, Tarleton, and Tillis:

H.B. 99, A BILL TO BE ENTITLED AN ACT TO STUDY ALLOWING MILITARY PERSONNEL WHO HAVE COMPLETED MILITARY POLICE TRAINING FOR ANY BRANCH OF THE UNITED STATES ARMED FORCES TO RECEIVE CREDIT TOWARD COMPLETION OF THE BASIC LAW ENFORCEMENT TRAINING REQUIRED BY THE NORTH CAROLINA DEPARTMENT OF JUSTICE, DIVISION OF CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Harrison, Martin, and Bryant (Primary Sponsors); Fisher, Hughes, Insko, Lucas, Luebke, Mackey, and Weiss:

H.B. 100, A BILL TO BE ENTITLED AN ACT TO BRING STATE LAW INTO COMPLIANCE WITH THE UNITED STATES SUPREME COURT DECISION OF LAWRENCE V. TEXAS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Setzer, Howard, Hurley, Lucas, Spear, and Tarleton:

H.B. 101, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE THAT HAS THE FLAG OF THE GREAT STATE OF NORTH CAROLINA ON ITS FACE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Holliman and Lucas:

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H.B. 102, A BILL TO BE ENTITLED AN ACT TO ENACT A TECHNICAL AMENDMENT TO A SESSION LAW PERTAINING TO BUDGET CODE REFERENCES, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representative Spear:

H.B. 103, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHOWAN COUNTY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Glazier, Lucas, Stam, and McGee (Primary Sponsors); M. Alexander, Faison, Fisher, Folwell, Harrison, Hughes, Hurley, Rapp, Spear, Tarleton, E. Warren, and Wiley:

H.B. 104, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, is referred to the Committee on Ethics and, if favorable, to the Committee on Judiciary I.

By Representatives Wainwright, Harrison, Hill, Justice, Lucas, Pierce, and Stiller:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE INTERSTATE WILDLIFE VIOLATOR COMPACT INCLUDES VIOLATIONS OF MARINE RESOURCES LAW, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Marine Resources and Aquaculture.

By Representatives Wainwright, Harrison, Hill, Justice, Lucas, Pierce, and Stiller:

H.B. 106, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE OYSTER AND HARD CLAM FISHERY MANAGEMENT PLAN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

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By Representatives Wainwright, Harrison, and Stiller (Primary Sponsors); Hill, Lucas, and Pierce:

H.B. 107, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MARINE FISHERIES COMMISSION TO ESTABLISH INDIVIDUAL TRANSFERABLE FISHING QUOTAS TO TAKE STRIPED BASS, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Finance.

By Representatives Wainwright, Harrison, Hill, Lucas, and Pierce:

H.B. 108, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MARINE FISHERIES COMMISSION TO STUDY ISSUES AND ADOPT RULES RELATED TO THE SUSPENSION, REVOCATION, AND REISSUANCE OF LICENSES AND TO STRENGTHEN ENFORCEMENT OF CERTAIN LAWS RELATED TO MARINE RESOURCES, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Finance.

By Representative Tillis:

H.B. 109, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE, is referred to the Committee on Local Government I.

By Representatives Tarleton, Brown, Faison, Harrison, Hill, Justice, and Stiller:

H.B. 111, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA STATE BEEKEEPERS ASSOCIATION, INC., is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative Tucker:

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H.B. 112, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WALLACE TO DECLARE RESIDENTIAL AND NON-RESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING THOSE BUILDINGS, is referred to the Committee on Local Government II.

By Representatives Cleveland, Grady, and Tucker:

H.B. 113, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF SWANSBORO TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Holliman, Wainwright, Brubaker, and Blue (Primary Sponsors); Speaker Hackney; M. Alexander, Barnhart, Brown, Bryant, Carney, Cleveland, Coates, Cotham, Current, Dollar, Earle, England, Faison, Fisher, Folwell, Frye, Gibson, Goforth, Grady, Gulley, Haire, Harrison, Hill, Hilton, Howard, Hughes, Hurley, Jackson, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Lucas, Luebke, Martin, McElraft, McLawhorn, Moore, Pierce, Rapp, Ross, Samuelson, Setzer, Spear, Starnes, Stevens, Stewart, Stiller, Tarleton, Underhill, E. Warren, Weiss, Williams, Wray, and Yongue:

H.J.R. 114, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROGER BONE, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McLawhorn, Ross, Farmer-Butterfield, and Johnson (Primary Sponsors); M. Alexander, Earle, Faison, Fisher, Harrison, Howard, Hughes, Insko, Lucas, Luebke, McElraft, Underhill, R. Warren, and Weiss:

H.B. 115, A BILL TO BE ENTITLED AN ACT TO RENAME THE NORTH CAROLINA COUNCIL FOR WOMEN/DOMESTIC VIOLENCE COMMISSION AND CLARIFY ITS ROLE AND RESPONSIBILITIES, TO EXPAND THE ROLE OF THE NORTH CAROLINA COUNCIL FOR WOMEN AND DESIGNATE THE QUALIFICATIONS FOR MEMBERSHIP, TO REVISE THE MEMBERSHIP AND STAFFING OF THE NORTH CAROLINA DOMESTIC VIOLENCE COMMISSION, TO AMEND THE PROCEDURE FOR OBTAINING A DOMESTIC VIOLENCE PROTECTIVE ORDER, TO SUPPORT A STATEWIDE DOMESTIC VIOLENCE

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PROTECTIVE ORDER NOTIFICATION SYSTEM AND INVESTIGATE THE COSTS, AND TO STUDY STATE OVERSIGHT AND COORDINATION OF SERVICES FOR VICTIMS OF SEXUAL VIOLENCE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

By Representatives Rapp, Dickson, and Sutton (Primary Sponsors); K. Alexander, M. Alexander, Allen, Barnhart, Bordsen, Brisson, Carney, Coates, Cole, Dockham, Earle, England, Fisher, Glazier, Goforth, Goodwin, Harrell, Harrison, Hilton, Hughes, Insko, Johnson, Lucas, Luebke, McComas, McGee, Parmon, Ross, Steen, Stiller, and R. Warren:

H.B. 116, A BILL TO BE ENTITLED AN ACT CONCERNING MANAGEMENT AND PROTECTION OF RAILROAD CORRIDORS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON A COMPREHENSIVE RAIL SERVICE PLAN FOR NORTH CAROLINA, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representative Blackwell:

H.B. 117, A BILL TO BE ENTITLED AN ACT TO ADD THE CITY OF MORGANTON TO THE CITIES THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representative McComas:

H.B. 118, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO DEVELOP SPECIALIZED LICENSE PLATES FOR MOTORCYCLES AND TO AUTHORIZE THE DIVISION TO PRODUCE A BLUE KNIGHTS MOTORCYCLE SPECIAL PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Crawford, Bryant, Faison, Tarleton, R. Warren, and Wray:

H.B. 119, A BILL TO BE ENTITLED AN ACT TO STIMULATE JOB-CREATING VENTURES, EXPAND BUSINESS OPPORTUNITIES, AND PROMOTE ECONOMIC TRANSITION IN DISTRESSED RURAL AREAS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

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By Representatives Glazier, Goodwin, Harrison, and Wilkins (Primary Sponsors); Adams, K. Alexander, M. Alexander, Blue, Brisson, Bryant, Carney, Cotham, Dickson, Faison, Farmer-Butterfield, Fisher, Goforth, Hall, Harrell, Insko, Jones, Lucas, Luebke, Mackey, Martin, Pierce, Rapp, Ross, Underhill, Weiss, and Womble:

H.B. 120, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.B. 93, A BILL TO BE ENTITLED AN ACT TO REAPPOINT PERSONS TO THE BOARDS OF COMMISSIONERS OF DARE AND WATAUGA COUNTIES AND VALIDATE ACTIONS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Representative Owens moves, seconded by Representative Rapp, that the House adjourn, subject to the receipt of Committee Reports, to reconvene February 12 at 11:00 a.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

S.B. 93, A BILL TO BE ENTITLED AN ACT TO REAPPOINT PERSONS TO THE BOARDS OF COMMISSIONERS OF DARE AND WATAUGA COUNTIES AND VALIDATE ACTIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 12.

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H.J.R. 34, A JOINT RESOLUTION HONORING THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) ON ITS ONE HUNDREDTH ANNIVERSARY, with a favorable report as to the committee substitute resolution, which changes the title, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of February 12. The original resolution is placed on the Unfavorable Calendar.

The House stands adjourned at 3:25 p.m.

TENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 12, 2009

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"We are reminded that You are with us always through Your ever-present Spirit. Give us the grace to recognize your Holy Presence in the myriad of places we may find ourselves. Remind us of Your eternal love for us, for Your steadfast presence in our lives and for Your indefatigable Spirit that continues to breathe life into the very marrow of our souls. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brown, Dockham, Earle, Farmer-Butterfield, McComas, Setzer, and West for today.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Underhill and Wainwright (Primary Sponsors):

H.B. 121, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF RIVER BEND TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Glazier, Parmon, Folwell, and Dockham (Primary Sponsors); Faison, Guice, Jones, McGee, Moore, and Womble:

H.J.R. 122, A JOINT RESOLUTION HONORING THE 2007 MEN'S SOCCER TEAM AT WAKE FOREST UNIVERSITY ON WINNING A NATIONAL CHAMPIONSHIP, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Blue, Ross, and Parmon (Primary Sponsors); Adams, K. Alexander, M. Alexander, Bryant, Cotham, Faison, Fisher, E. Floyd, Harrison, Insko, Jones, Lucas, Luebke, Mackey, Wainwright, Weiss, and Wray:

H.B. 123, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SUPREME COURT IN CONDUCTING THE PROPORTIONALITY REVIEW REQUIRED BY LAW SHALL CONSIDER NOT ONLY THOSE CAPITAL CASES IN WHICH THE DEATH PENALTY WAS IMPOSED BUT ALSO FACTUALLY SIMILAR CASES IN WHICH THE SENTENCE OF LIFE IMPRISONMENT WAS IMPOSED, is referred to the Committee on Judiciary II.

By Representatives Moore, Allred, and Faison:

H.B. 124, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR JUDICIAL DISCRETION IN DETERMINING APPROPRIATE FEES FOR INDIGENT DEFENSE COUNSEL, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations and, if favorable, to the Committee on Finance.

By Representatives Gulley, Avila, and Killian (Primary Sponsors); Allred, Blackwood, Boles, Brisson, Brown, Burr, Burris-Floyd, Cleveland, Current, Dockham, Dollar, Folwell, Frye, Hill, Hilton, Holloway, Howard,

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Hurley, Johnson, Justice, Justus, Langdon, Lewis, McCormick, McElraft, McGee, Mills, Moore, Sager, Samuelson, Starnes, Stevens, Stiller, West, and Wiley:

H.B. 125, A BILL TO BE ENTITLED AN ACT TO RAISE THE CAP ON CHARTER SCHOOLS BY TEN PERCENT OF THE PREVIOUS YEAR'S NUMBER OF OPERATING CHARTER SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Gulley, Avila, Killian, and Dollar (Primary Sponsors); Allred, Barnhart, Blackwood, Blust, Boles, Brisson, Burr, Burris-Floyd, Cleveland, Current, Dockham, Folwell, Frye, Gillespie, Guice, Hill, Hilton, Holloway, Howard, Hurley, Johnson, Justice, Justus, Langdon, McCormick, McElraft, McGee, Mills, Moore, Sager, Samuelson, Stam, Starnes, Steen, Stiller, West, and Wiley:

H.B. 126, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE CAP ON THE NUMBER OF CHARTER SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Sager, Bell, and Braxton:

H.B. 127, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF PIKEVILLE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Frye, Starnes, and Tarleton (Primary Sponsors); K. Alexander, Blackwell, Dollar, England, Fisher, E. Floyd, Goforth, Guice, Gulley, Harrison, Hurley, Neumann, Rapp, Samuelson, Underhill, and Wray:

H.B. 128, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF GRANDFATHER MOUNTAIN STATE PARK TO THE STATE PARKS SYSTEM, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations.

By Representatives Moore, Allred, Faison, Hurley, and McGee:

H.B. 129, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF HABITUAL MISDEMEANOR LARCENY, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

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By Representatives Owens and Ross (Primary Sponsors); M. Alexander, Allred, Cotham, Fisher, Glazier, Lucas, and Tarleton:

H.B. 130, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE STATE LODGE OF THE FRATERNAL ORDER OF POLICE IN THE MEMBERSHIP OF THE CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Wray and Bryant:

H.J.R. 131, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THOMAS GHIO "SONNY BOY" JOYNER, WHILE JOINING THE CITIZENS OF WELDON IN RECOGNIZING THE TOWN AS THE ROCKFISH CAPITAL OF THE WORLD, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Spear, Allred, Faison, Guice, Hurley, Justice, McGee, Tarleton, and Wray:

H.B. 132, A BILL TO BE ENTITLED AN ACT TO ALLOW TAXPAYERS TO DEDUCT INCOME LOST FROM SERVING ON A STATE OR FEDERAL JURY, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Ross, K. Alexander, M. Alexander, Allred, E. Floyd, Glazier, Insko, Lucas, and Weiss:

H.B. 133, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary I.

By Representatives Tucker, K. Alexander, Allred, E. Floyd, Guice, Hurley, Lucas, Moore, Setzer, Tarleton, Wainwright, R. Warren, and Wray:

H.B. 134, A BILL TO BE ENTITLED AN ACT TO RAISE THE CRIMINAL OFFENSE OF SIMPLE ASSAULT ON AN OFFICER OR EMPLOYEE OF THE STATE OR A POLITICAL SUBDIVISION OF THE STATE FROM A CLASS A1 MISDEMEANOR TO A CLASS I FELONY, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

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By Representatives Faison, Tolson, Haire, and Tillis (Primary Sponsors); Adams, K. Alexander, M. Alexander, Allred, Bryant, England, E. Floyd, Guice, Hurley, Insko, Jones, Lucas, Mobley, Tarleton, and Wray:

H.B. 135, A BILL TO BE ENTITLED AN ACT PERMITTING CERTAIN BROADBAND SERVICES PROVIDERS THAT PROVIDE VOICE GRADE COMMUNICATIONS SERVICES WITHIN A DEFINED SERVICE TERRITORY OR FRANCHISE AREA TO OFFER SUCH VOICE GRADE SERVICE AS AN INCIDENT TO BROADBAND SERVICE OUTSIDE THE PROVIDERS' SERVICE TERRITORY OR FRANCHISE AREA, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Public Utilities.

By Representatives Faison, Tolson, Bryant, and West (Primary Sponsors); K. Alexander, M. Alexander, Allred, E. Floyd, Hurley, Jones, Lucas, Mobley, Tarleton, and Wray:

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORITY OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO LOCATE AND ACQUIRE RIGHT-OF-WAY FOR THE LOCATION, ABOVE OR BELOW GROUND, OF FIBER-OPTIC CABLE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Transportation.

By Representatives Insko, Harrison, Womble, and Luebke (Primary Sponsors); K. Alexander, M. Alexander, Bryant, Cotham, Faison, Fisher, E. Floyd, Glazier, Hall, Hill, Lucas, Mackey, Mobley, Rapp, Tarleton, Wainwright, Weiss, and Wray:

H.B. 137, A BILL TO BE ENTITLED AN ACT TO AMEND THE CAPITAL TRIAL, SENTENCING, AND POST-CONVICTION PROCEDURES FOR A PERSON WITH A SEVERE MENTAL DISABILITY, is referred to the Committee on Judiciary I.

By Representatives Farmer-Butterfield, Pierce, Bordsen, and Mobley (Primary Sponsors); Adams, K. Alexander, M. Alexander, Bryant, Dockham, England, Faison, Fisher, E. Floyd, Glazier, Hall, Harrison, Jones, Luebke, Mackey, McLawhorn, Parmon, Tarleton, Tolson, Wainwright, Weiss, and Wray:

H.B. 138, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE STATE ADULT DAY CARE FUND AND TO THE HOME AND COMMUNITY CARE BLOCK GRANT TO PROVIDE A RATE INCREASE FOR ADULT DAY SERVICES, AS RECOMMENDED

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BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Appropriations.

By Representatives Farmer-Butterfield, Bordsen, Pierce, and Mobley (Primary Sponsors); Adams, K. Alexander, M. Alexander, Bryant, Cotham, Current, England, Faison, Fisher, E. Floyd, Glazier, Harrison, Insko, Jones, Luebke, McLawhorn, Tarleton, Tolson, Wainwright, Weiss, and Wray:

H.B. 139, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF PUBLIC HEALTH, DEPARTMENT OF HEALTH AND HUMAN SERVICES, FOR THE PURCHASE OF ADDITIONAL MOBILE DENTAL UNITS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Appropriations.

By Representatives Farmer-Butterfield, Pierce, Bordsen, and Mobley (Primary Sponsors); M. Alexander, Allred, Bryant, England, Faison, E. Floyd, Glazier, Harrison, Insko, Lucas, Luebke, McLawhorn, Wainwright, Weiss, and Wray:

H.B. 140, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO ANALYZE AND REPORT ON THE EXPERIENCES OF THE DIVISION'S PILOT PROGRAM ON MEDICATION SAFETY IN ADULT CARE HOMES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Farmer-Butterfield, Pierce, Bordsen, and Mobley (Primary Sponsors); K. Alexander, M. Alexander, Bryant, England, Faison, E. Floyd, Glazier, Harrison, Hurley, Insko, Luebke, Mackey, McLawhorn, Tarleton, Tolson, Wainwright, Weiss, and Wray:

H.B. 141, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR CERTIFIED SENIOR CENTERS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Appropriations.

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By Representatives Farmer-Butterfield, Bordsen, Pierce, and Mobley (Primary Sponsors); K. Alexander, M. Alexander, Bryant, England, Faison, Fisher, E. Floyd, Glazier, Harrison, Luebke, Mackey, McLawhorn, Tarleton, Tolson, Wainwright, and Weiss:

H.B. 142, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR THE HOME AND COMMUNITY CARE BLOCK GRANT, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Appropriations.

By Representatives Farmer-Butterfield, Pierce, Bordsen, and Mobley (Primary Sponsors); M. Alexander, Allred, Bryant, England, Faison, E. Floyd, Hall, Harrison, Hurley, Lucas, Luebke, McLawhorn, Tolson, and Weiss:

H.B. 143, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF HEALTH SERVICE REGULATION, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO REVIEW RECOMMENDATIONS FROM THE DISABILITY AND ELDERLY EMERGENCY MANAGEMENT (DEEM) TASK FORCE AND TO TAKE APPROPRIATE ACTION TO STRENGTHEN DISASTER PLANNING AND DISASTER PREPAREDNESS FOR LONG-TERM CARE FACILITIES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representatives Farmer-Butterfield, Pierce, Bordsen, and Mobley (Primary Sponsors); K. Alexander, M. Alexander, Allred, Bryant, Cotham, Current, England, Faison, Fisher, E. Floyd, Glazier, Harrison, Insko, Luebke, McLawhorn, Tarleton, Tolson, Wainwright, R. Warren, Weiss, and Wray:

H.B. 144, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF PUBLIC HEALTH, AND DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO COLLABORATE WITH THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Health.

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By Representatives Farmer-Butterfield, Bordsen, Pierce, and Mobley (Primary Sponsors); Adams, M. Alexander, Bryant, England, Faison, Fisher, E. Floyd, Glazier, Harrison, Jones, Luebke, Rapp, Tarleton, Tolson, Wainwright, Weiss, and Wray:

H.B. 145, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, FOR PROJECT C.A.R.E. (CAREGIVER ALTERNATIVES TO RUNNING ON EMPTY), WHICH PROVIDES SUPPORT FOR INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Appropriations.

By Representatives Farmer-Butterfield, Bordsen, Pierce, and Mobley (Primary Sponsors); K. Alexander, M. Alexander, Bryant, Carney, England, Faison, E. Floyd, Luebke, Parmon, Tarleton, Wainwright, Weiss, and Wray:

H.B. 146, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENACT A PILOT PROGRAM TO ASSESS PROPOSED IMPROVEMENTS TO THE ADULT PROTECTIVE SERVICES STATUTES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Appropriations.

By Representatives Farmer-Butterfield, Bordsen, Pierce, and Mobley (Primary Sponsors); Adams, M. Alexander, Allred, Bryant, Carney, England, Faison, E. Floyd, Glazier, Harrison, Insko, Lucas, Luebke, Parmon, Ross, Tolson, and Weiss:

H.B. 147, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF HEALTH SERVICE REGULATION, DIVISION OF MEDICAL ASSISTANCE, AND THE DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO ASSEMBLE A WORKGROUP TO DEVELOP STRATEGIES TO ADDRESS ISSUES OF MIXED POPULATIONS IN ADULT CARE HOMES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Health.

By Representatives Carney, Allen, Ross, and McGee (Primary Sponsors); Adams, K. Alexander, M. Alexander, Barnhart, Blue, Cole, Cotham, Dickson, England, Fisher, E. Floyd, Glazier, Goforth, Harrell, Insko, Johnson, Jones, Martin, McComas, Owens, Parmon, Rapp, Tarleton, Tolson, Underhill, Wainwright, R. Warren, Wilkins, Womble, and Yongue:

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H.B. 148, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A CONGESTION RELIEF AND INTERMODAL TRANSPORTATION 21ST CENTURY FUND, TO PROVIDE FOR ALLOCATION OF THOSE FUNDS TO: (1) LOCAL GOVERNMENTS AND TRANSPORTATION AUTHORITIES FOR PUBLIC TRANSPORTATION PURPOSES, (2) SHORT-LINE RAILROADS, FOR ASSISTANCE IN MAINTAINING AND EXPANDING FREIGHT SERVICE STATEWIDE, (3) RAILROADS FOR INTERMODAL FACILITIES, MULTIMODAL FACILITIES, AND INLAND PORTS, (4) MAKE CAPITAL IMPROVEMENTS ON RAIL LINES TO ALLOW IMPROVED FREIGHT SERVICE TO THE PORTS AND MILITARY INSTALLATIONS, (5) EXPAND INTERCITY PASSENGER RAIL SERVICE, TO EXTEND LEVELS OF LOCAL TRANSIT FUNDING AUTHORIZATION TO THREE URBAN REGIONS, AND ALLOW OTHER LOCAL GOVERNMENTS OPTIONS FOR LOCAL TRANSIT FUNDING, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Carney, Glazier, Adams, and Johnson (Primary Sponsors); M. Alexander, Allen, Allred, Braxton, Brisson, Brubaker, Cotham, Current, Dickson, Farmer-Butterfield, Fisher, E. Floyd, Frye, Harrison, Hill, Jeffus, Jones, Justice, Lucas, Luebke, McLawhorn, Mobley, Moore, Starnes, Tarleton, Wainwright, R. Warren, Wiley, Wilkins, Williams, and Wray:

H.B. 149, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT FOR GRADUATION FROM HIGH SCHOOL AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON ARTS EDUCATION, is referred to the Committee on Education.

By Representatives Carney, Lucas, Farmer-Butterfield, and Jeffus (Primary Sponsors); Adams, M. Alexander, Allred, Dickson, Fisher, E. Floyd, Frye, Glazier, Harrison, Hill, Insko, Jones, McGee, McLawhorn, Moore, Starnes, Tarleton, and Wray:

H.B. 150, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR ARTS NORTH CAROLINA, INC., is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives McLawhorn, Ross, Underhill, and Farmer-Butterfield (Primary Sponsors); Adams, M. Alexander, Bryant, Dickson, Faison, E. Floyd, Glazier, Guice, Harrison, Insko, Luebke, Mobley, Moore, Rapp, Spear, Tarleton, Wainwright, Weiss, and Wray:

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H.B. 151, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DOMESTIC VIOLENCE CENTER FUND AND TO APPROPRIATE FUNDS FOR THE PURCHASE AND MAINTENANCE OF ONLINE, WEB-BASED SOFTWARE FOR GRANT APPLICATION AND DISTRIBUTION FOR DOMESTIC VIOLENCE, SEXUAL ASSAULT, AND DISPLACED HOMEMAKER GRANT FUNDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE, is referred to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 162, A JOINT RESOLUTION HONORING THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) ON ITS ONE HUNDREDTH ANNIVERSARY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

CALENDAR

Action is taken on the following:

S.B. 93, A BILL TO BE ENTITLED AN ACT TO REAPPOINT PERSONS TO THE BOARDS OF COMMISSIONERS OF DARE AND WATAUGA COUNTIES AND VALIDATE ACTIONS, passes its second reading, by electronic vote (103-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Representatives Blackwood and Tillis request and are granted permission to be recorded as voting "aye". The adjusted vote total is (105-4).

S.J.R. 162, A JOINT RESOLUTION HONORING THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) ON ITS ONE HUNDREDTH ANNIVERSARY, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

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MAJORITY CAUCUS LEADERSHIP ANNOUNCED

Representative Holliman is recognized and he announces that the Democratic Caucus has met and the following officers were elected.

Democratic Whips
Larry M. Bell
Jean Farmer-Butterfield
Larry D. Hall
Bruce Goforth
Deborah Ross

The Senate is so notified by Special Message.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 93, AN ACT TO REAPPOINT PERSONS TO THE BOARDS OF COMMISSIONERS OF DARE AND WATAUGA COUNTIES AND VALIDATE ACTIONS.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Owens, pursuant to Rule 39.2, **H.J.R. 34** (Committee Substitute), A JOINT RESOLUTION HONORING THE NAACP'S CENTENNIAL ANNIVERSARY, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

Representative Owens moves, seconded by Representative Haire, that the House adjourn, subject to the re-referral of bills to committee, to reconvene Monday, February 16, 2009, at 7:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from the Committee on Rules, Calendar, and Operations of the House:

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H.B. 2, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT, is re-referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

H.B. 3, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE RULES ADOPTED BY THE NORTH CAROLINA ENVIRONMENTAL MANAGEMENT COMMISSION AND APPROVED BY THE RULES REVIEW COMMISSION, is re-referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

H.B. 4, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ADOPTION OF THE GOOD FAITH EXCEPTION TO THE EXCLUSIONARY RULE INTO STATE LAW, is re-referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

H.B. 5, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is re-referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

H.B. 6, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HUMANE EUTHANASIA OF ANIMALS IN ANIMAL SHELTERS, is re-referred to the Committee on Agriculture and, if favorable, to the Committee on Judiciary II.

H.B. 7, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A VICTORY JUNCTION GANG CAMP SPECIAL LICENSE PLATE, is re-referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

H.B. 8, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO PROVIDE CELL PHONES TO INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, is re-referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

H.B. 9, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE ADDITIONAL TECHNOLOGY ASSOCIATED WITH A MOBILE PHONE WHILE OPERATING A VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA, is re-referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

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H.B. 10, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GARNISHMENT OF THE JUDGMENT DEBTOR'S WAGES AS AN ADDITIONAL MEANS OF ENFORCING A JUDGMENT, is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

H.B. 11, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF GROVER TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is re-referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

H.B. 12, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF BIOPTIC LENSES WHEN TESTING FOR A DRIVERS LICENSE AND THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT PASSES CERTAIN REQUIREMENTS AFTER PASSING THE DRIVERS LICENSE EYE TEST, is re-referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

H.B. 13, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OUTDOOR HISTORICAL DRAMA "HORN IN THE WEST", is re-referred to the Committee on Appropriations.

H.B. 14, A BILL TO BE ENTITLED AN ACT TO REENACT A LAW CONCERNING HEALTH BENEFIT PLAN CO-PAYMENTS FOR CHIROPRACTIC SERVICES, is re-referred to the Committee on Insurance and, if favorable, to the Committee on Health and, if favorable, to the Committee on Appropriations.

H.B. 15, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS FOR THE CREATION OF ADDITIONAL FAMILY ASSISTANCE CENTERS TO BENEFIT MILITARY PERSONNEL AND THEIR FAMILIES, is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Appropriations.

H.B. 16, A BILL TO BE ENTITLED AN ACT ALLOWING A RETIRED JUDGE TO PERFORM MARRIAGE CEREMONIES, is re-referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

H.B. 18, A BILL TO BE ENTITLED AN ACT TO AMEND SPECIFIC EXPERIENCE HOURS OF THE FOUR HUNDRED CLOCK HOURS REQUIRED FOR PERMANENT LICENSURE AS A SPEECH AND LANGUAGE PATHOLOGIST, is re-referred to the Committee on Health and, if favorable, to the Committee on Finance.

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H.B. 20, A BILL TO BE ENTITLED AN ACT TO PROVIDE MONETARY COMPENSATION TO PERSONS STERILIZED BY THE EUGENICS STERILIZATION PROGRAM, is re-referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

H.B. 21, A BILL TO BE ENTITLED AN ACT TO PROVIDE COUNSELING BENEFITS TO EUGENICS SURVIVORS, TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A DATABASE OF EUGENICS PROGRAM PARTICIPANTS AND VERIFY THE STATUS OF PERSONS CONTACTING THE STATE TO DETERMINE THEIR PARTICIPATION IN THE STATE PROGRAM, TO ERECT A HISTORICAL MARKER ABOUT THE PROGRAM, TO DIRECT THE STATE BOARD OF EDUCATION TO INCLUDE INFORMATION ABOUT THE PROGRAM IN ITS K-12 HISTORY CURRICULUM, TO RECOMMEND CREATION OF AN ETHICS TRAINING MODULE FOR STATE, COUNTY, AND LOCAL GOVERNMENT EMPLOYEES, AND TO DIRECT THE DEPARTMENT OF CULTURAL RESOURCES TO DIGITIZE EXISTING RECORDS FOR PRESERVATION AND STUDY PURPOSES, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON COMPENSATION FOR VICTIMS OF THE EUGENICS STERILIZATION PROGRAM, is re-referred to the Committee on Health and, if favorable, to the Committee on Education and if favorable, to the Committee on Appropriations.

H.B. 22, A BILL TO BE ENTITLED AN ACT TO ENHANCE YOUTH EMPLOYMENT PROTECTIONS BY REQUIRING THE COMMISSIONER OF LABOR TO REPORT ON ENFORCEMENT ACTIVITIES, is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

H.B. 23, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 95 OF THE GENERAL STATUTES TO PROTECT THE HEALTH AND SAFETY OF CHILDREN BY INCREASING THE PENALTIES FOR VIOLATIONS OF CHILD LABOR LAWS, is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

H.B. 24, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ASSIST DEAF CHILDREN WITH COCHLEAR IMPLANTS TO DEVELOP SPOKEN LANGUAGE, is re-referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

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H.B. 25, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCESS FOR APPOINTMENTS TO THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, is re-referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

H.B. 26, A BILL TO BE ENTITLED AN ACT TO IMPOSE A TEMPORARY STAY ON INCREASED SURCHARGES AND DEDUCTIBLES FOR CERTAIN POLICIES UNDER THE BEACH PLAN AND ON PROPERTY INSURANCE RATE INCREASES FOR CERTAIN HOMEOWNERS' POLICIES ACROSS THE STATE, is re-referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

H.B. 27, A BILL TO BE ENTITLED AN ACT TO REGULATE THE EUTHANASIA OF ANIMALS AND TO PROHIBIT SPECIFIED METHODS OF EUTHANASIA OF ANIMALS, is re-referred to the Committee on Agriculture and, if favorable, to the Committee on Judiciary II.

H.B. 28, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY AND ADVISABILITY OF EXTENDING CREDITS TO FARMING AS A BUSINESS IN ANY "CAP-AND-TRADE" PROGRAM FOR GREENHOUSE GAS EMISSIONS IN WHICH THE STATE PARTICIPATES, is re-referred to the Committee on Agriculture and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

H.B. 29, A BILL TO BE ENTITLED AN ACT TO ALLOW INTER-POLICY STACKING OF UNDERINSURED AND UNINSURED MOTORIST COVERAGE, is re-referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary III.

H.B. 30, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF JACKSONVILLE TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is re-referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

H.B. 31, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF HOLLY RIDGE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is re-referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

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H.B. 32, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF CLINTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, is re-referred to the Committee on Local Government II.

H.B. 33, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ELECTRONIC RECORDING OF A CUSTODIAL INVESTIGATION OF A HOMICIDE MUST BE A VISUAL RECORDING THAT SIMULTANEOUSLY MAKES AN AUDIO RECORDING OF THE INTERROGATION BEING RECORDED, is re-referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

H.B. 36, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA GOLD FOUNDATION, INC., is re-referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

H.B. 37, A BILL TO BE ENTITLED AN ACT TO FULLY FUND THE ABCS BONUSES EARNED BY PUBLIC SCHOOL EMPLOYEES DURING THE 2007-2008 SCHOOL YEAR, is re-referred to the Committee on Appropriations.

H.B. 38, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR THE NORTH CAROLINA CENTER FOR AUTOMOTIVE RESEARCH, INC., is re-referred to the Committee on Appropriations.

H.B. 39, A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY REQUIRING BOATING SAFETY EDUCATION PRIOR TO OPERATING A VESSEL WITH A MOTOR OF TEN HORSEPOWER OR GREATER, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON MANDATORY BOATING SAFETY EDUCATION, is re-referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary III.

H.B. 40, A BILL TO BE ENTITLED AN ACT REQUIRING THAT NOTICE OF APPEAL FROM A MAGISTRATE'S JUDGMENT IN A SUMMARY EJECTMENT PROCEEDING BE GIVEN WITHIN FIVE DAYS AFTER ENTRY OF JUDGMENT, is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

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H.B. 41, A BILL TO BE ENTITLED AN ACT TO ALLOW NON-GOVERNMENTAL FIRE PROTECTION ENTITIES TO OBTAIN CRIMINAL HISTORY DETERMINATIONS ON APPLICANTS, is re-referred to the Committee on Judiciary II and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Appropriations.

H.B. 42, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT SCIENCE SAFETY MEASURES IN THE PUBLIC SCHOOLS, is re-referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

H.B. 43, A BILL TO BE ENTITLED AN ACT MAKING IT UNLAWFUL FOR A SCHOOL BOARD MEMBER TO WILLFULLY FAIL TO DISCHARGE THE DUTIES OF THE OFFICE, is re-referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

H.B. 46, A BILL TO BE ENTITLED AN ACT TO CONFORM THE STATE INCOME TAX PERSONAL EXEMPTION AND STANDARD DEDUCTION AMOUNTS TO THE FEDERAL AMOUNTS, is re-referred to the Committee on Finance.

H.B. 52, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FILING PERIOD FOR THE HAYWOOD COUNTY BOARD OF EDUCATION, is re-referred to the Committee on Local Government I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

H.B. 54, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS FOR MONITORING AND EMERGENCY CLEANUP OF THE TEXFI SITE CONTAMINATION, is re-referred to the Committee on Appropriations.

H.B. 55, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE DEFENSE AND SECURITY TECHNOLOGY ACCELERATOR, is re-referred to the Committee on Appropriations.

H.B. 56, A BILL TO BE ENTITLED AN ACT TO INCREASE FUNDING FOR THE NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF TEACHING, is re-referred to the Committee on Appropriations.

H.B. 57, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO DEVELOP AND IMPLEMENT A HIGH SCHOOL PILOT

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PROGRAM FOCUSING ON CRITICAL FOREIGN LANGUAGES AND FOREIGN AND INTERNATIONAL AFFAIRS, is re-referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

H.B. 58, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA MILITARY BUSINESS CENTER, is re-referred to the Committee on Appropriations.

H.B. 59, A BILL TO BE ENTITLED AN ACT EXPANDING PERMITTED USES OF 911 FUNDS IN FRANKLIN COUNTY, is re-referred to the Committee on Local Government II and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

H.B. 60, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXEMPTION OF MADISON COUNTY FROM THE PROVISIONS OF G.S. 20-162.1, PRIMA FACIE RULE OF EVIDENCE FOR ENFORCEMENT OF PARKING REGULATIONS, is re-referred to the Committee on Local Government I.

H.B. 61, A BILL TO BE ENTITLED AN ACT TO PERMIT EMPLOYERS WITH LESS THAN FIFTY EMPLOYEES TO REVERT TO THE SEMIMONTHLY SALES TAX COLLECTION METHOD, is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

H.B. 62, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HENDERSONVILLE TO ENROLL ITS EMPLOYEES OR RETIREES IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is re-referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

H.B. 63, A BILL TO BE ENTITLED AN ACT TO MODIFY THE OPTIONS FOR DISTRIBUTION OF THE LOCAL SALES TAXES IN ONSLOW COUNTY, is re-referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

H.B. 64, A BILL TO BE ENTITLED AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS, is re-referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary III.

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H.B. 65, A BILL TO BE ENTITLED AN ACT TO REENACT THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE, is re-referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

H.B. 67, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE COVERING OF THE STATE NAME ON A STATE LICENSE PLATE BY A LICENSE PLATE FRAME, is re-referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

H.B. 68, A BILL TO BE ENTITLED AN ACT TO MAKE USING A MOBILE PHONE OR ACCESSING ADDITIONAL TECHNOLOGY UNLAWFUL WHILE OPERATING A MOTOR VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA, is re-referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

H.B. 69, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS, is re-referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

H.B. 70, A BILL TO BE ENTITLED AN ACT TO ISSUE THE MARINE CORPS LEAGUE SPECIAL PLATE WITH REDUCED APPLICATIONS, is re-referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

H.B. 73, A BILL TO BE ENTITLED AN ACT TO ADD THE VILLAGE OF MARVIN TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is re-referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

H.B. 76, A BILL TO BE ENTITLED AN ACT TO SET A UNIFORM FILING FEE FOR BOARD OF EDUCATION CANDIDACY, is re-referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Finance.

H.B. 77, A BILL TO BE ENTITLED AN ACT TO ALLOW CAMDEN COUNTY TO REGULATE GOLF CARTS, is re-referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

H.B. 79, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PUBLIC SCHOOL

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FUNDING FORMULAS TO EXTEND ITS REVIEW OF PUBLIC SCHOOL FUNDING, is re-referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

H.B. 80, A BILL TO BE ENTITLED AN ACT TO CONTINUE TO APPLY SPECIAL RULES TO MUNICIPAL REDISTRICTING AFTER THE 2010 CENSUS THAT APPLY TO ELECTIONS SCHEDULED FOR 2011, is re-referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

H.B. 81, A BILL TO BE ENTITLED AN ACT TO AMEND THE NOTICE OF SPECIAL AND EMERGENCY MEETINGS UNDER THE OPEN MEETINGS ACT, is re-referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

H.B. 82, A BILL TO BE ENTITLED AN ACT TO INCREASE MANDATORY LIABILITY INSURANCE REQUIREMENTS FOR CERTAIN MOTOR VEHICLES AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, is re-referred to the Committee on Insurance and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

H.B. 83, A BILL TO BE ENTITLED AN ACT TO LIMIT TO ACADEMIC SCHOLARSHIPS A BUDGET PROVISION GRANTING IN-STATE TUITION TO CERTAIN FULL SCHOLARSHIP STUDENTS, is re-referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

H.B. 84, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PERSONS NOT LAWFULLY PRESENT IN THE UNITED STATES MAY BE DENIED PRETRIAL RELEASE IN CERTAIN CIRCUMSTANCES, is re-referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I and, if favorable, to Appropriations.

H.B. 85, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON RAFFLE PRIZES, is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

H.B. 86, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL-TERRAIN VEHICLES AND MOTORCYCLES THAT ARE USED AS OFF-ROAD VEHICLES TO BE REGISTERED WITH THE DIVISION OF MOTOR VEHICLES, TO CREATE A NONREVERTING REVENUE

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FUND IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES DESIGNATED AS THE OFF-ROAD VEHICLE TRUST FUND TO BE USED TO PROVIDE ALL-TERRAIN VEHICLE SAFETY TRAINING, ACQUIRE NEW LANDS, MANAGE LANDS, AND DEVELOP OFF-ROAD VEHICLE PARKS, TRAILS, AND FACILITIES, AND TO CREATE A NEW OFF-ROAD RECREATION PROGRAM, is re-referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

H.B. 87, A BILL TO BE ENTITLED AN ACT TO ESTABLISH ADDITIONAL ENFORCEMENT POSITIONS FOR THE DEPARTMENT OF LABOR'S WAGE AND HOUR DIVISION AND OCCUPATIONAL SAFETY AND HEALTH DIVISION, AND TO APPROPRIATE FUNDS FOR THOSE POSITIONS IN ORDER TO IMPROVE WORKER PROTECTIONS, is re-referred to the Committee on Appropriations.

H.B. 88, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND COMPREHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN THROUGH NINE, is re-referred to the Committee on Education and, if favorable, to the Committee on Health.

H.B. 89, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF FEES COLLECTED FROM THE FRIENDS OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK SPECIAL STATE ATTRACTION PLATE TO BE USED FOR ORDINARY ADMINISTRATIVE AND OPERATING EXPENSES, is re-referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

H.B. 90, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CHILD WELFARE COLLABORATIVE, is re-referred to the Committee on Appropriations.

H.B. 91, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, FOR PROJECT C.A.R.E. WHICH PROVIDES SUPPORT FOR INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is re-referred to the Committee on Aging and, if favorable, to the Committee on Appropriations.

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H.B. 92, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE NORTH CAROLINA SCIENCE OLYMPIAD TO ALL ONE HUNDRED COUNTIES, is re-referred to the Committee on Appropriations.

H.B. 93, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE SUM OF FIFTY THOUSAND DOLLARS TO THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, STATE HIGHWAY PATROL DIVISION, TO EMPLOY A CONTRACT POSITION TO COORDINATE CAISSON ACTIVITIES FOR THE NORTH CAROLINA TROOPERS ASSOCIATION CAISSON UNIT, is re-referred to the Committee on Appropriations.

H.B. 94, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS AN UNPAID VOLUNTEER IN A LOCAL SCHOOL ADMINISTRATIVE UNIT IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION, is re-referred to the Committee on Pensions and Retirement.

H.B. 95, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH CARE FACILITIES TO GIVE A PATIENT OR CLIENT THE OPTION OF CHOOSING TO HAVE A PERSONAL CARE SERVICES PROVIDER BE OF THE SAME GENDER AS THE CLIENT, is re-referred to the Committee on Health and, if favorable, to the Committee on Aging.

H.B. 96, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OR TO NONPROFIT ORGANIZATIONS, is re-referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Local Government II.

The following bills currently in the Committee on Rules, Calendar and Operations of the House are sequentially referred as follows:

H.B. 17, A BILL TO BE ENTITLED AN ACT TO ANNEX A DESCRIBED AREA TO THE SATELLITE CORPORATE LIMITS OF THE CITY OF ASHEBORO, if favorable, is referred to the Committee on Finance.

H.B. 35, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REFORM LEGISLATIVE AND CONGRESSIONAL REDISTRICTING, if favorable, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

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H.B. 44, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REQUIRE A THREE-FIFTHS VOTE FOR THE GENERAL ASSEMBLY TO LEVY STATE TAXES, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

H.B. 45, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ZERO-BASED BUDGETING, if favorable, to the Committee on Appropriations and, if favorable, to the Committee on State Government/State Personnel.

H.B. 47, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE TO THE PEOPLE THE POWER OF INITIATIVE, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Appropriations.

H.B. 48, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO GRANT THE GOVERNOR A LINE-ITEM VETO OF APPROPRIATIONS ITEMS, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

H.B. 49, A BILL TO BE ENTITLED AN ACT TO CREATE A PERMANENT CITIZENS EFFICIENCY COMMISSION, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

H.B. 50, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO ALLOW RECALL ELECTIONS FOR ANY OFFICE ESTABLISHED BY THE CONSTITUTION, if favorable, to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

H.B. 51, A BILL TO BE ENTITLED AN ACT TO REFORM THE PREPARATION AND ADMINISTRATION OF THE BUDGET FOR THE GENERAL ASSEMBLY TO PROVIDE GREATER TRANSPARENCY AND TO REGULATE DISCRETIONARY FUNDS AND THE PROCESS OF ENACTMENT OF THE STATE BUDGET, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

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H.B. 66, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY MUNICIPALITIES IN NEW HANOVER COUNTY, if favorable, to the Committee on Local Government I and, if favorable, to the Committee on Finance.

H.B. 71, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROVIDE FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY, if favorable, to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

H.B. 72, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A CONSTITUTIONAL AMENDMENT PROVIDING FOR FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY BY PROVIDING NECESSARY STATUTORY CHANGES, if favorable, to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

H.B. 74, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT AT LEAST SIXTY-FIVE PERCENT OF SCHOOL FUNDING IS USED FOR CLASSROOM INSTRUCTION, if favorable, to the Committee on Education and, if favorable, to the Committee on Appropriations.

H.B. 75, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS BUDGETED FOR SALARIES AND WAGES SHALL ONLY BE EXPENDED FOR THOSE ITEMS, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

The letter regarding appointments to the Utilities Commission is referred to the Committee on Public Utilities.

The House stands adjourned at 11:59 a.m.

ELEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 16, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

February 16, 2009

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Patient God:

"We know that if any one has reason to become impatient with us, it would be You. Yet, You resist judgment in favor of mercy. We admit to You that there are times when our passions for our ideals run high and our nerves have a tendency to fray at the ends. There are moments in heated debate where we may lose our cool and offer less than our best amongst our colleagues. Lord, give us patience as we begin our work in earnest. Help us to keep our wits about us, our tempers in check, and a healthy sense of humor nearby. Grant it Lord, we pray. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Bell, Brown, Cotham, Farmer-Butterfield, Wainwright, and Williams for today.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 162, A JOINT RESOLUTION HONORING THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) ON ITS ONE HUNDREDTH ANNIVERSARY. (RESOLUTION 2009-1)

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 93, AN ACT TO REAPPOINT PERSONS TO THE BOARDS OF COMMISSIONERS OF DARE AND WATAUGA COUNTIES AND VALIDATE ACTIONS. (S.L. 2009-1)

February 16, 2009

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative McLawhorn:

H.B. 152, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF WINTERVILLE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Dickson and Harrison:

H.B. 153, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA HORSE COUNCIL, INC., is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Daughtry, Burr, Cleveland, Dockham, and Frye:

H.B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO MAKE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AN APPOINTEE OF THE GOVERNOR AND TO MAKE CORRESPONDING STATUTORY CHANGES, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Haire, Brubaker, Johnson, and Lucas (Primary Sponsors); Burr, Cleveland, Dockham, Frye, and Tarleton:

H.B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO MAKE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AN APPOINTEE OF THE GOVERNOR AND TO MAKE CORRESPONDING STATUTORY CHANGES, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

By Representatives McLawhorn, Wainwright, E. Warren, and Braxton (Primary Sponsors); Adams, M. Alexander, Bordsen, Faison, E. Floyd, Glazier, Hall, Harrison, Hughes, Jackson, Jones, Lucas, Luebke, Pierce, Spear, Weiss, and Womble:

February 16, 2009

H.B. 156, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE COMMUNITY COLLEGES SYSTEM OFFICE FOR THE MINORITY MALE MENTORING PROGRAM, is referred to the Committee on Appropriations.

By Representatives Faison, Haire, Bryant, and Gulley (Primary Sponsors); Adams, M. Alexander, E. Floyd, Frye, Hughes, Hurley, Jackson, Jones, Lucas, Pierce, Ross, Tarleton, and R. Warren:

H.B. 157, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON HIGH-SPEED INTERNET IN RURAL AREAS, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Coates and Steen (Primary Sponsors):

H.B. 158, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY MUNICIPALITIES IN ROWAN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Local Government II.

By Representatives Blust, Setzer, Holloway, and Cleveland (Primary Sponsors); Allred, Blackwood, Burr, Current, Daughtry, Dockham, Dollar, Folwell, Frye, Gulley, Hurley, Johnson, Justice, Justus, Killian, Langdon, Lewis, McGee, Mills, Neumann, Randleman, Samuelson, Starnes, and Tillis:

H.B. 159, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOVERNMENTAL ACCOUNTABILITY AND PROTECTION TO THE TAXPAYERS BY LIMITING INCREASES IN THE GENERAL FUND BUDGET, REFORMING THE BUDGET PROCESS, ESTABLISHING AN EMERGENCY RESERVE TRUST FUND, AND TO AMEND THE NORTH CAROLINA CONSTITUTION TO ESTABLISH A GENERAL FUND EXPENDITURE LIMIT, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Wiley, Rapp, and Adams (Primary Sponsors); M. Alexander, Bordsen, Cleveland, Cotham, Dockham, England, Faison, E. Floyd, Frye, Hall, Harrell, Harrison, Hughes, Hurley, Insko, Jackson, Johnson, Jones, Lucas, Luebke, Mackey, McCormick, Ross, Tarleton, R. Warren, Weiss, and Womble:

February 16, 2009

H.B. 160, A BILL TO BE ENTITLED AN ACT TO PROVIDE PERSONAL LEAVE FOR TEACHER ASSISTANTS WHO ARE REQUIRED BY LAW TO HAVE A SUBSTITUTE WHEN THEY ARE OUT OF THE CLASSROOM, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Bryant, Parmon, and Rapp (Primary Sponsors); M. Alexander, England, Faison, Fisher, E. Floyd, Harrison, Hughes, Jackson, Luebke, Spear, Tarleton, and Womble:

H.B. 161, A BILL TO BE ENTITLED AN ACT TO AMEND THE COMPULSORY ATTENDANCE LAW TO REQUIRE SIX-YEAR-OLD STUDENTS TO ATTEND SCHOOL, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Blue, Ross, and Stam (Primary Sponsors); M. Alexander, Fisher, E. Floyd, Hall, Harrison, Hughes, Jones, Lucas, Luebke, Mackey, Weiss, and Womble:

H.B. 162, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CUSTODIAL INTERROGATION IN A CLASS B1, CLASS B2, OR CLASS C FELONY CASE MUST BE ELECTRONICALLY RECORDED IN ITS ENTIRETY, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives West, Haire, Frye, and Goforth (Primary Sponsors); Blackwood, Gillespie, Justus, and Starnes:

H.B. 163, A BILL TO BE ENTITLED AN ACT TO LIMIT DRINKING WATER TESTING FOR THE PRESENCE OF VOLATILE ORGANIC COMPOUNDS IN WATER OBTAINED FROM NEWLY CONSTRUCTED PRIVATE DRINKING WATER WELLS BASED UPON THE RISK OF THE COMPOUNDS' PRESENCE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Health.

By Representatives Glazier, E. Floyd, and Hughes:

H.B. 164, A BILL TO BE ENTITLED AN ACT TO EXPAND THE BOARD OF COMMISSIONERS OF THE TOWN OF GODWIN FROM THREE TO FOUR MEMBERS AND ALLOW THE MAYOR TO VOTE ON ALL ISSUES, is referred to the Committee on Local Government II.

February 16, 2009

INTRODUCTION OF PAGES

Pages for the week of February 16 are introduced to the membership. They are: Sara Alleman of Wayne; Sarah Blackburn of Cleveland; William Blackburn of Cleveland; Jordan Jeter of Wake; Briana Macon of Halifax; Chelsea Nance of Columbus; Emily Potter of Caldwell; Winston Senter of Wake; Terrance Shelton of Forsyth; Natalie Singletary of Columbus; Annie vonLehmden of Wake; Hannah White of Chowan; and Jimmy Woods of Durham.

On motion of Representative Owens, seconded by Representative Harrell, the House adjourns at 7:15 p.m. to reconvene February 17 at 2:00 p.m.

TWELFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 17, 2009

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"Having invested Your Whole Self into our being, You desire the best from us. Loving You with all of our heart, mind, soul and strength can seem like a daunting task. Show us how we can be faithful to You in all of our ways. Keep us from petty thought, intolerant hearts, and simple-mindedness. Allow the vastness of Your intelligence to be the standard through which we apply ourselves to the tasks at hand. Keep alive in us the pursuit of wisdom, justice and kindness so that our thoughts might become Your thoughts, our eyes might become Your eyes, and Your heart might become glad with us. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

February 17, 2009

Leaves of absence are granted Representatives Bell, Cotham, and Farmer-Butterfield for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative E. Warren:

H.B. 165, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF BETHEL TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Allred and Crawford (Primary Sponsors); E. Floyd, Hughes, and Lucas:

H.B. 166, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SPEED LIMIT FOR MOPEDS AND SCOOTERS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives E. Warren, McLawhorn, and Williams (Primary Sponsors); E. Floyd, Hughes, Spear, and Wainwright:

H.B. 167, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ASSIST WITH OPERATING COSTS OF THE HEART INSTITUTE AT EAST CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Gillespie, Moore, McElraft, and Justice (Primary Sponsors); Avila, Barnhart, Blackwell, Blackwood, Burr, Burris-Floyd, Cleveland, Current, Dockham, Dollar, E. Floyd, Folwell, Frye, Guice, Gulley, Hilton, Hurley, Johnson, Justus, Killian, Langdon, McComas, McGee, Randleman, Samuelson, Setzer, Spear, Stam, Starnes, Tarleton, Tillis, West, and Wiley:

H.B. 168, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A "CHOOSE LIFE" SPECIAL LICENSE PLATE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Transportation and, if favorable, to the Committee on Finance.

February 17, 2009

By Representatives Harrison and Allen (Primary Sponsors); M. Alexander, Blackwood, Bryant, Fisher, E. Floyd, Glazier, Goodwin, Hughes, Hurley, Jeffus, Lucas, Martin, Samuelson, and Spear:

H.B. 169, A BILL TO BE ENTITLED AN ACT TO MODIFY THE TESTING OF NEWLY CONSTRUCTED PRIVATE DRINKING WATER WELLS FOR CERTAIN VOLATILE ORGANIC COMPOUNDS, AS REQUIRED BY S.L. 2008-198, BY GIVING THE LOCAL HEALTH DIRECTOR THE AUTHORITY TO DETERMINE WHEN TESTING FOR THESE COMPOUNDS IS NECESSARY TO PROTECT PUBLIC HEALTH, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Health.

On motion of Representative Owens, seconded by Representative Brown, the House adjourns at 2:12 p.m. to reconvene February 18 at 3:00 p.m.

THIRTEENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 18, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"As the rain falls upon our heads and the cold wind nips at our heels, we are reminded of our powerlessness over heaven and earth. But, soon, the chilly wind will begin to give way to warmer breezes and the seasons will resume their natural course. During these seasonal changes please keep our hearts warm to new ideas, on fire to new possibilities and ablaze for the people under our care. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

February 18, 2009

There are no excused absences for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 32, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF CLINTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 19.

H.B. 64, A BILL TO BE ENTITLED AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Tarleton and Spear (Primary Sponsors); E. Floyd, Lucas, and R. Warren:

H.B. 170, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF STATE SHALL NOTIFY PARTIES AND ELECTORS OF THE DUAL-OFFICE HOLDING RULE, AND TO ALLOW PRESIDENTIAL ELECTORS TO HOLD THAT OFFICE IN ADDITION TO THE NUMBER OF APPOINTIVE OFFICES ALLOWED BY LAW, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Holliman, E. Floyd, Goforth, and Lucas:

February 18, 2009

H.B. 171, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT RIGHT OF ENTRY REQUESTS TO CONDUCT ROUTINE INSPECTIONS RELATED TO ENFORCING ARTICLE 9 OF CHAPTER 130A OF THE GENERAL STATUTES BE MADE TO PERSONS WHO OWN THE BUSINESS LOCATED ON THE PREMISES OR HAVE CONTROL OVER THE BUSINESS LOCATED ON THE PREMISES AND TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ASSESS NO CIVIL PENALTY FOR CERTAIN FIRST-TIME VIOLATIONS UNDER THIS SAME ARTICLE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary III.

By Representatives Sager and Braxton (Primary Sponsors):

H.B. 172, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY MUNICIPALITIES IN WAYNE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Local Government II.

By Representatives Jeffus, Fisher, Glazier, and Rapp (Primary Sponsors); M. Alexander, Bell, Carney, Cotham, Dickson, E. Floyd, Goforth, Goodwin, Gullely, Harrison, Hughes, Hurley, Insko, Jackson, Johnson, Jones, Justus, Lucas, Luebke, Martin, McComas, McLawhorn, Pierce, Ross, Samuelson, Setzer, Stevens, Tarleton, Wainwright, R. Warren, Weiss, Wiley, Womble, and Wray:

H.B. 173, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE KIDS VOTING OF NORTH CAROLINA PROGRAM, is referred to the Committee on Appropriations.

By Representatives Adams, Jones, and Rapp (Primary Sponsors); K. Alexander, Bell, Cotham, Faison, Fisher, E. Floyd, Glazier, Harrison, Hughes, Jackson, Lucas, Mackey, McLawhorn, Pierce, Ross, Wainwright, and Weiss:

H.B. 174, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STUDENT MEMBER OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA SHALL HAVE THE SAME RIGHT TO VOTE AS ALL OTHER MEMBERS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Education.

February 18, 2009

By Representatives Adams, Wainwright, and Luebke (Primary Sponsors); K. Alexander, M. Alexander, Blue, Bryant, Faison, Fisher, Goodwin, Harrison, Insko, Jones, Lucas, Mackey, Pierce, Ross, Weiss, and Womble:

H.B. 175, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AUTOMATIC ADJUSTMENT OF THE STATE'S MINIMUM WAGE BASED ON INCREASES IN THE CONSUMER PRICE INDEX, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

By Representatives Adams, Wainwright, Ross, and Goforth (Primary Sponsors); M. Alexander, Blue, Bryant, Carney, Dickson, England, Faison, Fisher, Glazier, Goodwin, Harrison, Hughes, Insko, Jones, Lucas, Luebke, McLawhorn, Pierce, Spear, Tarleton, Weiss, and Wray:

H.B. 176, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HOUSING FINANCE AGENCY'S HOUSING TRUST FUND, is referred to the Committee on Appropriations.

By Representatives Adams, Ross, Blue, and Wainwright (Primary Sponsors); K. Alexander, M. Alexander, Bell, Bryant, Cotham, Faison, Fisher, Glazier, Goodwin, Harrison, Hughes, Insko, Jeffus, Jones, Lucas, Luebke, Mackey, Martin, Pierce, Underhill, Weiss, Womble, and Wray:

H.B. 177, A BILL TO BE ENTITLED AN ACT PROVIDING FOR HEALTHY FAMILIES AND HEALTHY WORKPLACES BY ENSURING THAT ALL WORKERS HAVE PAID SICK DAYS TO ADDRESS THEIR OWN HEALTH NEEDS AND THE HEALTH NEEDS OF THEIR FAMILIES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Health.

By Representatives Adams, Jones, and Jeffus (Primary Sponsors); Blust, Dockham, Harrison, Hughes, Hurley, and Wiley:

H.B. 178, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT GLOBAL MARKETING, COMMUNICATIONS, AND PROMOTIONS OF THE HIGH POINT INTERNATIONAL HOME FURNISHINGS MARKET, is referred to the Committee on Appropriations.

By Representatives Adams and Wiley (Primary Sponsors); M. Alexander, Faison, E. Floyd, Glazier, Harrison, Hurley, Insko, Jones, Lucas, Mackey, McLawhorn, Pierce, Wainwright, and Wray:

February 18, 2009

H.B. 179, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AND MAINTAIN AN ACCESSIBLE ELECTRONIC INFORMATION SERVICE FOR BLIND AND DISABLED PERSONS AND TO APPROPRIATE FUNDS FOR THE SERVICE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Appropriations.

By Representatives Adams and Jones (Primary Sponsors); M. Alexander, Cotham, Current, England, Faison, Glazier, Goodwin, Insko, Lucas, McComas, McLawhorn, Pierce, Ross, Spear, Tarleton, Wainwright, R. Warren, Weiss, Wiley, Womble, and Wray:

H.B. 180, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA ARTS COUNCIL PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Adams, Jones, and Wiley (Primary Sponsors); Dockham and Wainwright:

H.B. 181, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AND EQUIP THE JOHN COLTRANE MUSIC HALL AT THE COMMUNITY ARTS CENTER IN HIGH POINT, is referred to the Committee on Appropriations.

By Representatives Dollar and Avila (Primary Sponsors):

H.B. 182, A BILL TO BE ENTITLED AN ACT TO ALLOW THE PLACEMENT OF SPEED TABLES OR TRAFFIC SPEED CONTROL DEVICES ON THOSE PORTIONS OF STATE ROADS WITHIN A RESIDENTIAL SUBDIVISION, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Dollar, Burris-Floyd, Wiley, and Gillespie (Primary Sponsors); Allred, Avila, Blackwood, Blust, Burr, Current, Dockham, Folwell, Frye, Grady, Guice, Gulley, Hilton, Holloway, Hughes, Hurley, Johnson, Justice, Justus, Killian, Langdon, Lewis, McCormick, McElraft, McGee, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Stam, Starnes, Stevens, and Tillis:

H.B. 183, A BILL TO BE ENTITLED AN ACT TO IMPOSE CONSTITUTIONAL LIMITS ON THE GROWTH OF THE STATE BUDGET, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

February 18, 2009

By Representatives Parmon, Fisher, Current, and Hurley (Primary Sponsors); K. Alexander, M. Alexander, Bell, Blue, Bordsen, Bryant, Carney, Cotham, Dockham, England, E. Floyd, Glazier, Goodwin, Harrison, Hughes, Insko, Lucas, Luebke, Mackey, McLawhorn, Pierce, Rapp, Stevens, Tarleton, Wainwright, Weiss, and Womble:

H.B. 184, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ADDITIONAL LEARN AND EARN HIGH SCHOOLS IN NORTH CAROLINA, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, is referred to the Committee on Appropriations.

By Representatives Parmon, Fisher, Tarleton, and Bryant (Primary Sponsors); K. Alexander, M. Alexander, Barnhart, Bell, Bordsen, Carney, Coates, Cotham, Dickson, Dockham, England, Faison, E. Floyd, Goforth, Goodwin, Harrison, Hill, Hughes, Hurley, Insko, Lucas, Luebke, Mackey, McLawhorn, Pierce, Rapp, Wainwright, Weiss, Wiley, Womble, and Wray:

H.B. 185, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITIES IN SCHOOLS OF NORTH CAROLINA, INC., PROGRAMS AND SERVICES AND TO PLACE NO FEWER THAN ONE HUNDRED GRADUATION COACHES IN EITHER MIDDLE OR HIGH SCHOOLS, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Parmon, Womble, McGee, and Folwell (Primary Sponsors); Harrison, Hughes, Hurley, Starnes, and Tarleton:

H.B. 186, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL GOVERNMENTS TO OBJECT TO THE LOCATION OF ALCOHOLIC BEVERAGE CONTROL STORES IF THE LOCAL GOVERNMENT HAS HELD A PUBLIC HEARING, TAKEN EVIDENCE, AND PASSED A RESOLUTION OBJECTING TO THE LOCATION OF AN ALCOHOLIC BEVERAGE CONTROL STORE, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Judiciary II.

By Representatives Parmon, Fisher, Tarleton, and Current (Primary Sponsors); Bell, Blue, Bordsen, Bryant, Carney, Cotham, Dickson, England, Faison, Glazier, Harrison, Hughes, Lucas, Luebke, Mackey, Pierce, Rapp, Ross, Weiss, and Womble:

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H.B. 187, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES TO ENCOURAGE LOCAL BUSINESSES TO ADOPT PERSONNEL POLICIES TO PERMIT PARENTS TO ATTEND STUDENT CONFERENCES, IMPLEMENT PROGRAMS THAT ASSIST STUDENTS IN MAKING A SUCCESSFUL TRANSITION BETWEEN THE MIDDLE SCHOOL AND HIGH SCHOOL YEARS, INCREASE PARENTAL INVOLVEMENT IN STUDENT ACHIEVEMENT, REDUCE SUSPENSION AND EXPULSION RATES AND ENCOURAGE ACADEMIC PROGRESS DURING SUSPENSIONS, AND PROVIDE ASSISTANCE AND SUPPORT TO ENCOURAGE PREGNANT AND PARENTING STUDENTS TO GRADUATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

By Representatives Parmon, Tarleton, Current, and Bryant (Primary Sponsors); Adams, K. Alexander, Blue, Bordsen, Dickson, Dollar, Faison, E. Floyd, Glazier, Harrison, Hughes, Insko, Luebke, Pierce, Ross, Samuelson, Wainwright, and Womble:

H.B. 188, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE NORTH CAROLINA INDEPENDENT COLLEGES AND UNIVERSITIES, TO DIRECT THE APPROPRIATE ENTITY TO STUDY THE IMPACTS OF RAISING THE COMPULSORY ATTENDANCE AGE FOR PUBLIC SCHOOL ATTENDANCE PRIOR TO COMPLETION OF A HIGH SCHOOL DIPLOMA FROM SIXTEEN TO SEVENTEEN OR EIGHTEEN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dickson, Dollar, Hughes, Insko, and Moore:

H.R. 189, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on University Board of Governors Nominating.

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By Representatives Stam, Blust, and Dollar (Primary Sponsors); Blackwood, Dockham, Hurley, Justice, Moore, Neumann, Starnes, and Wiley:

H.B. 190, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE OF ENHANCED SOFTWARE AND SERVICES TO IDENTIFY AND REJECT IMPROPER MEDICAID CLAIMS BEFORE THE CLAIMS HAVE BEEN PAID, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Ross, E. Floyd, and Lucas:

H.B. 191, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary I.

By Representatives Ross, Stam, and Glazier (Primary Sponsors); M. Alexander, Cotham, E. Floyd, Insko, and Lucas:

H.B. 192, A BILL TO BE ENTITLED AN ACT TO CODIFY NORTH CAROLINA LAW ON CHILD WITNESS TESTIMONY IN CRIMINAL CASES, is referred to the Committee on Judiciary I.

By Representatives Stam and Howard (Primary Sponsors); E. Floyd, Hurley, Jackson, Johnson, Neumann, and Randleman:

H.B. 193, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL CITIES AND COUNTIES TO GIVE ELECTRONIC NOTICE OF PUBLIC HEARINGS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

By Representatives Blackwood, Allred, Current, Folwell, and Hughes:

H.B. 194, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO SMUGGLE A HUMAN BEING FOR PROFIT OR COMMERCIAL PURPOSE, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

By Representatives McLawhorn, E. Warren, Williams, and Braxton (Primary Sponsors); Bell, England, E. Floyd, Spear, and Wainwright:

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H.B. 195, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO DESIGN A NEW LIFE SCIENCE AND BIOTECHNOLOGY BUILDING TO BE CONSTRUCTED AT EAST CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives McLawhorn, E. Warren, Williams, and Insko (Primary Sponsors); Bell, Braxton, England, Glazier, Spear, Wainwright, and Wray:

H.B. 196, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO EXPAND THE MEDICAL SCHOOLS AT EAST CAROLINA UNIVERSITY AND THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL, is referred to the Committee on Appropriations.

By Representatives McLawhorn, E. Warren, Tucker, and Haire (Primary Sponsors):

H.B. 197, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE ARCHAEOLOGICAL AND HISTORICAL RESEARCH ON THE QUEEN ANNE'S REVENGE, is referred to the Committee on Appropriations.

By Representatives McLawhorn, Glazier, Tolson, and Rapp (Primary Sponsors); M. Alexander, Bell, Blackwell, Blackwood, Braxton, Crawford, Dollar, England, Faison, Gibson, Haire, Howard, Insko, Jeffus, Langdon, Lucas, Moore, Tarleton, Wainwright, Weiss, Wilkins, Williams, and Wray:

H.B. 198, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR DIFFERENTIATED FUNDING OF COMMUNITY COLLEGE ALLIED HEALTH PROGRAMS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives McLawhorn, Tolson, Rapp, and Glazier (Primary Sponsors); M. Alexander, Bell, Blackwood, Bordsen, Braxton, Bryant, Cotham, Crawford, Dickson, Dockham, Dollar, England, Faison, Fisher, Gibson, Haire, Harrison, Howard, Hughes, Hurley, Insko, Jeffus, Langdon, Lewis, Lucas, Mackey, Moore, Tarleton, Wainwright, Wilkins, Williams, Womble, and Wray:

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H.B. 199, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARIES OF FULL-TIME COMMUNITY COLLEGE FACULTY AND PROFESSIONAL STAFF, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Spear and Randleman (Primary Sponsors); Hurley, Justus, and R. Warren:

H.B. 200, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CHARGING OF A FEE WHEN PAYMENT OF DEBTS OWED TO A DECEDENT IS MADE DIRECTLY TO THE CLERK OF SUPERIOR COURT WHEN THE DECEDENT'S ESTATE IS SETTLED, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Spear and R. Warren (Primary Sponsors); Braxton, Brisson, Hurley, Justus, Love, Lucas, McLawhorn, and Tarleton:

H.B. 201, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DIVISION OF LAW ENFORCEMENT SUPPORT SERVICES IS A DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, TO ASSIGN DUTIES TO THE DIVISION, AND TO MAKE CORRESPONDING CHANGES TO CHAPTERS 20 AND 105 OF THE GENERAL STATUTES TO ALLOW LAW ENFORCEMENT SUPPORT SERVICES TO TRANSFER MOTOR VEHICLES TO LAW ENFORCEMENT AGENCIES WITHOUT HAVING TO BECOME A MOTOR VEHICLE DEALER OR PAY HIGHWAY USE TAXES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Blust and Jones (Primary Sponsors); Dollar and Starnes:

H.B. 202, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO LIMIT THE TERMS OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE TO TWO CONSECUTIVE GENERAL ASSEMBLIES, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Randleman, Hurley, Spear, and Faison (Primary Sponsors); K. Alexander, Blackwell, Boles, Burr, Daughtry, Dollar, Folwell, Frye, Gillespie, Howard, Jackson, Justus, Lucas, McCormick, McLawhorn, Mills, Rapp, Sager, Setzer, Stam, Stevens, and Wiley:

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H.B. 203, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF ESTATES THAT MAY BE ADMINISTERED UNDER THE SMALL ESTATES PROVISIONS OF THE GENERAL STATUTES, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representative Blust:

H.B. 204, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SPEAKER PRO TEMPORE AND THE DEPUTY PRESIDENT PRO TEMPORE SHALL RECEIVE THE SAME COMPENSATION AND ALLOWANCES AS OTHER MEMBERS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representative Owens:

H.B. 205, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA STATE LOTTERY ACT, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Guice, E. Floyd, and Hughes:

H.B. 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL-TEACHERS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representatives Harrison, Insko, Cotham, and Glazier (Primary Sponsors); Adams, K. Alexander, M. Alexander, Bryant, Fisher, E. Floyd, Hall, Jeffus, Lucas, Luebke, Mackey, Martin, Wainwright, and Weiss:

H.B. 207, A BILL TO BE ENTITLED AN ACT TO MAKE OUR COMMUNITIES SAFER BY EXPANDING THE SCOPE OF THE ETHNIC INTIMIDATION ACT AND INCREASING THE CRIMINAL PENALTIES FOR COMMITTING AN ACT OF ETHNIC INTIMIDATION, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

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By Representatives Harrison, Wray, Cotham, and Carney (Primary Sponsors); Adams, M. Alexander, Allen, Bryant, Dickson, Faison, Fisher, Glazier, Haire, Hall, Hurley, Jeffus, Luebke, Martin, McElraft, Samuelson, Tarleton, Wainwright, and Weiss:

H.B. 208, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SPAY/NEUTER ACCOUNT AND TO TRANSFER ADMINISTRATION OF THE VOLUNTARY SPAY/NEUTER PROGRAM TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Agriculture.

By Representatives Goforth, R. Warren, Glazier, and Insko (Primary Sponsors); M. Alexander, England, Faison, E. Floyd, Hurley, Justus, Lucas, McElraft, McLawhorn, Moore, Rapp, Setzer, Spear, Tarleton, and Wray:

H.B. 209, A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF TAKING INDECENT LIBERTIES WITH A STUDENT TO THE LIST OF SEX OFFENSES THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SEX OFFENDER ISSUES, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representative Goforth:

H.B. 210, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE A RULE ADOPTED BY THE NORTH CAROLINA LICENSING BOARD FOR GENERAL CONTRACTORS AND APPROVED BY THE RULES REVIEW COMMISSION, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Goforth, R. Warren, Glazier, and Insko (Primary Sponsors); K. Alexander, M. Alexander, Barnhart, Faison, E. Floyd, Hurley, Lucas, McLawhorn, Moore, Rapp, Setzer, Spear, Tarleton, and Wainwright:

H.B. 211, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SEX OFFENDER ISSUES, TO THE DEPARTMENT OF JUSTICE TO SUPPORT NEW SBI COMPUTER CRIME AND COMPUTER FORENSICS AGENT POSITIONS IN ORDER TO INCREASE PROACTIVE UNDERCOVER LAW ENFORCEMENT EFFORTS AGAINST SEXUAL PREDATORS WHO ATTEMPT TO PREY ON CHILDREN, is referred to the Committee on Appropriations.

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By Representatives Goforth, Fisher, Rapp, and Whilden (Primary Sponsors); K. Alexander, Bell, Bryant, England, Faison, Hurley, Insko, Lucas, McElraft, Tarleton, Wainwright, R. Warren, and Wray:

H.B. 212, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF HEALTH INSURANCE PILOT DEMONSTRATION PROJECTS IN INTERESTED COUNTIES TO PROVIDE A MODEL FOR AFFORDABLE EMPLOYER-BASED HEALTH INSURANCE, is referred to the Committee on Insurance and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

RE-REFERRALS

On motion of Representative Owens, **H.B. 64**, A BILL TO BE ENTITLED AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS, is withdrawn from the Committee on Judiciary III and re-referred to the Committee on Judiciary I.

On motion of Representative Owens, the serial referral on **H.B. 116**, A BILL TO BE ENTITLED AN ACT CONCERNING MANAGEMENT AND PROTECTION OF RAILROAD CORRIDORS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON A COMPREHENSIVE RAIL SERVICE PLAN FOR NORTH CAROLINA, is changed from the Committee on Judiciary I to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

ADDENDA TO COMMITTEE ASSIGNMENTS

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The Speaker makes the following committee changes:

ALCOHOLIC BEVERAGE CONTROL: Add Representative Grady.

AGING: Remove Representative Burr; Add Representative Mobley.

EDUCATION SUBCOMMITTEE ON COMMUNITY COLLEGES:
Add Representatives Dockham and Hurley.

EDUCATION, SUBCOMMITTEE ON PRESCHOOL, ELEMENTARY AND SECONDARY EDUCATION: Remove Representative Hurley; Add Representatives Holloway and Whilden.

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EDUCATION SUBCOMMITTEE ON UNIVERSITIES: Remove Representative Holloway.

INSURANCE: Remove Representative Whilden; Add Representative Braxton.

JUDICIARY I: Remove Representative Cotham; Add Representative Harrison.

JUDICIARY II: Add Representative Burr.

JUDICIARY III: Remove Representative Harrison; Add Representative Cotham.

LOCAL GOVERNMENT I: Add Representative Burr.

MARINE RESOURCES AND AQUACULTURE: Add Representative Love.

PUBLIC UTILITIES: Add Representative Blackwell.

RULES, CALENDAR AND OPERATIONS OF THE HOUSE: Remove Representative Grady.

TRANSPORTATION: Remove Representative Braxton.

WATER RESOURCES AND INFRASTRUCTURE: Remove Representative Burr; Add Representative Boles.

WAYS AND MEANS/BROADBAND CONNECTIVITY: Remove Representatives Blackwell and Boles.

On motion of Representative Owens, seconded by Representative Spear, the House adjourns at 3:24 p.m. to reconvene February 19 at 12:00 Noon.

FOURTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 19, 2009

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

February 19, 2009

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"Much has been accomplished this week. Chairpersons have been named. Many committees have begun meeting and many more will begin meeting next week. The organizational structure of this Legislative Session has been put in place and we are set to begin considering, deliberating, debating and voting on issues germane to the people of North Carolina. Let us keep those issues that are vitally important to us in the front of our mind's eye so that we can zestfully respond to them. Lord God, please allow this weekend to be one of rest as we prepare to enter our busy season. Guide us, direct our paths and keep us safe, we pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives K. Alexander, Barnhart, Daughtry, Farmer-Butterfield, and Martin for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Insko, Lucas, and Hurley (Primary Sponsors); Adams, K. Alexander, Cotham, Dollar, Earle, Faison, Fisher, E. Floyd, Harrison, Hughes, Jackson, Jones, Luebke, Parmon, Randleman, Tarleton, Wainwright, and Weiss:

H.B. 213, A BILL TO BE ENTITLED AN ACT TO ALLOW SICK LEAVE TRANSFERS FOR STATE EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT AND FOR PUBLIC SCHOOL EMPLOYEES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Education.

By Representatives Insko, Adams, K. Alexander, Cotham, Fisher, E. Floyd, Harrison, Hughes, Hurley, Jones, Lucas, Luebke, Randleman, Tarleton, and Wainwright:

H.B. 214, A BILL TO BE ENTITLED AN ACT PROVIDING STATE EMPLOYEES WITH UP TO FIVE DAYS OF PAID COMMUNITY SERVICE LEAVE WHEN VOLUNTEERING THEIR SERVICES IN

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THE EVENT OF EMERGENCIES DECLARED BY THE GOVERNOR, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Setzer, R. Warren, and Hilton (Primary Sponsors); and E. Floyd:

H.B. 215, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CATAWBA COUNTY TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Spear and Hurley (Primary Sponsors); K. Alexander, Bell, Faison, Justus, Randleman, Wainwright, and Wray:

H.B. 216, A BILL TO BE ENTITLED AN ACT TO UPDATE THE PRIORITY FUNERAL EXPENSE ALLOWANCE, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Glazier, Rapp, McLawhorn, and Tolson (Primary Sponsors); Adams, M. Alexander, Bell, Blackwood, Carney, Cotham, Dockham, England, Faison, Fisher, E. Floyd, Frye, Harrison, Howard, Hughes, Hurley, Insko, Langdon, Lucas, Luebke, Parmon, Spear, Tarleton, Wainwright, E. Warren, R. Warren, Weiss, Wilkins, and Wray:

H.B. 217, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REESTABLISH AND PLACE A RENEWED EMPHASIS ON TECHNICAL EDUCATION PROGRAMS IN THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO PROVIDE FOR DIFFERENTIATED FUNDING OF COMMUNITY COLLEGE TECHNICAL EDUCATION PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Glazier, Bryant, Ross, and Weiss (Primary Sponsors); K. Alexander, M. Alexander, Cotham, Faison, Fisher, E. Floyd, Hall, Harrison, Hughes, Insko, Jeffus, Jones, Lucas, Luebke, Mackey, Mobley, Parmon, Tarleton, and Wainwright:

H.B. 218, A BILL TO BE ENTITLED AN ACT TO ENACT THE PARENT AND STUDENT EDUCATIONAL INVOLVEMENT ACT, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Education.

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By Representative McLawhorn:

H.B. 219, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF WINTERVILLE TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE, is referred to the Committee on Local Government II.

By Representatives E. Floyd, K. Alexander, and Hughes:

H.B. 220, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LOSING PRIMARY CANDIDATE MAY NOT RUN AS A WRITE-IN CANDIDATE FOR ANY OFFICE IN THE GENERAL ELECTION THAT YEAR, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

By Representatives Goodwin, Moore, and Jones (Primary Sponsors); Adams, K. Alexander, M. Alexander, Faison, Hurley, and Wainwright:

H.B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO REVIEW THE ACTIVITIES OF OCCUPATIONAL LICENSING BOARDS, TO REQUIRE THAT CERTAIN LICENSING BOARDS BE AUDITED ANNUALLY, TO SPECIFY A DATE FOR FILING OF REPORTS, TO ESTABLISH SANCTIONS FOR FAILURE TO FILE REPORTS, AND TO REQUIRE THAT BOARD MEMBERS RECEIVE TRAINING, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

By Representatives Glazier and Dickson (Primary Sponsors); E. Floyd and Lucas:

H.B. 222, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF EASTOVER, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Love and Bryant (Primary Sponsors); Adams, Blackwood, Faison, E. Floyd, Frye, Jones, Neumann, Setzer, Starnes, and Wainwright:

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H.B. 223, A BILL TO BE ENTITLED AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION PROJECT, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.B. 198 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE RESTRICTIONS ON SERVICE ON THE STATE BOARD OF EDUCATION, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on State Government/State Personnel.

CALENDAR

Action is taken on the following:

H.B. 32, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF CLINTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, passes its second reading by electronic vote (106-2) and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 205**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA STATE LOTTERY ACT, is withdrawn from the Committee on Judiciary I and re-referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

MINORITY CAUCUS LEADERSHIP ANNOUNCED

Representative Stam is recognized and he announces that the following party officers have been elected:

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Deputy Republican Whips
Carolyn H. Justice
Fred F. Steen, II
Nelson Dollar

On motion of Representative Owens, seconded by Representative Bordsen, the House adjourns at 12:13 p.m. to reconvene Monday, February 23, 2009, at 7:00 p.m.

FIFTEENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 23, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"You are the Author of life, the Giver of every good and perfect gift; and we greet You this evening with gratitude in our hearts. You have made of one blood, all nations of the earth, and You see every human being as Your child. Indeed we are a rainbow of colors melding together to create a sea of humanity. Give to us the grace we need to see every one as You see them...to respect each person as You respect us...and, to honor and praise You with our hearts as we honor one another. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Brown, Bryant, Harrison, and Justice for today.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Lucas and E. Floyd (Primary Sponsors); M. Alexander, Dickson, Dockham, Fisher, Glazier, Hall, Jackson, Luebke, Pierce, and Wainwright:

H.J.R. 224, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THEODORE JAMES "TED" KINNEY, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative K. Alexander:

H.B. 225, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN INITIAL REVIEW OF APPEALS FOR REFUNDS OF OVERPAYMENT OF EXCISE STAMP TAXES FOR PURPOSES OF STREAMLINING RESOLUTION, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives McCormick, Womble, Parmon, and Brown (Primary Sponsors); Brubaker, Cleveland, Dockham, Harrison, Hughes, Hurley, McGee, Randleman, and Stevens:

H.B. 226, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE JOSH AND MARIE REYNOLDS HOSPITAL GUEST HOUSE IN WINSTON-SALEM, is referred to the Committee on Appropriations.

By Representatives Womble and Parmon (Primary Sponsors):

H.B. 227, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WINSTON-SALEM TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN SUBSTANDARD RESIDENTIAL PROPERTY TO PROVIDE HOUSING FOR LOW AND MODERATE INCOME PERSONS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary I.

By Representatives Tolson, McLawhorn, Johnson, and Yongue (Primary Sponsors); Blackwood, Bordsen, Burr, Cleveland, Cotham, Dickson, Dockham, Dollar, England, Faison, Fisher, Frye, Glazier, Hilton, Hurley, Insko, Jackson, Jeffus, Langdon, Lucas, McGee, Spear, Tarleton, Tillis, Tucker, Wainwright, E. Warren, R. Warren, Wiley, Wilkins, and Wray:

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H.B. 228, A BILL TO BE ENTITLED AN ACT TO CREATE A SALES AND USE TAX REFUND FOR COMMUNITY COLLEGES, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives McLawhorn, Jeffus, Yongue, and Tolson (Primary Sponsors); M. Alexander, Bell, Blackwood, Coates, Cotham, Dickson, Dockham, England, Faison, Fisher, E. Floyd, Glazier, Goforth, Harrison, Hughes, Hurley, Insko, Jackson, Lucas, Luebke, Mackey, Pierce, Spear, Tarleton, Underhill, Wainwright, E. Warren, R. Warren, Weiss, and Wray:

H.B. 229, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS BY SHORTENING THE WAITING PERIOD BETWEEN RETIREMENT AND REEMPLOYMENT, EXTENDING THE SUNSET ON THE PROVISION, AND REMOVING THE PROHIBITION ON CONTRACTOR SERVICE AFTER RETIREMENT FOR ALL STATE EMPLOYEES, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Education.

By Representative West:

H.B. 230, A BILL TO BE ENTITLED AN ACT TO ENABLE CLAY COUNTY TO MEET ITS PUBLIC SCHOOL CAPITAL NEEDS BY AUTHORIZING THE COUNTY TO IMPOSE A ONE-CENT SALES TAX DEDICATED TO THESE NEEDS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Glazier, Johnson, Lucas, and Fisher (Primary Sponsors); M. Alexander, Bell, Cotham, Dickson, Faison, E. Floyd, and Insko:

H.B. 231, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE POSITIVE BEHAVIOR SUPPORT INITIATIVE BY ESTABLISHING THREE NEW POSITIONS AT THE DEPARTMENT OF PUBLIC INSTRUCTION AND APPROPRIATE FUNDS FOR THE POSITIONS, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Appropriations.

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By Representatives Bell, Glazier, Lucas, and McLawhorn (Primary Sponsors); M. Alexander, Blackwood, Bordsen, Faison, Fisher, E. Floyd, Harrison, Insko, Pierce, Tarleton, Wainwright, E. Warren, and Wray:

H.B. 232, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SCHOLARSHIP LOAN FUND FOR SOCIAL WORKERS IN UNDERSERVED AREAS, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Avila, Dollar, Jackson, Martin, and Wray:

H.J.R. 233, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WAKE FOREST WHILE CELEBRATING THE TOWN'S ONE HUNDRETH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Mills and McCormick (Primary Sponsors):

H.B. 234, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF TROUTMAN TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Transportation.

By Representatives K. Alexander, Pierce, Faison, and Farmer-Butterfield (Primary Sponsors); M. Alexander, Harrison, Hughes, Lucas, and Wainwright:

H.B. 235, A BILL TO BE ENTITLED AN ACT TO FIGHT YOUTH GANGS THROUGH ACCESS TO PART-TIME EMPLOYMENT AND GREATER ACCESS TO TUTORING AND MENTORING OPPORTUNITIES, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Carney, Adams, McComas, and West (Primary Sponsors); M. Alexander, Bell, Bordsen, Dickson, England, Faison, Farmer-Butterfield, Frye, Glazier, Goforth, Harrell, Hughes, Insko, Lucas, Luebke, Mackey, Martin, Moore, Spear, Tarleton, Wainwright, E. Warren, R. Warren, Weiss, and Wray:

H.B. 236, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA ARTS COUNCIL PROGRAMS, is referred to the Committee on Appropriations.

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By Representatives Carney, Cole, Blust, and Ross (Primary Sponsors); K. Alexander, M. Alexander, Allen, Avila, Barnhart, Blackwood, Coates, Cotham, Current, Dollar, Faison, Fisher, E. Floyd, Gibson, Grady, Gulley, Hall, Harrell, Harrison, Hilton, Holliman, Hughes, Insko, Jackson, Jeffus, Killian, Lucas, Luebke, Mackey, Martin, McGee, Mills, Neumann, Samuelson, Starnes, Steen, Tillis, Wainwright, Weiss, West, Wiley, and Wray:

H.B. 237, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE TRANSPORTATION FUNDING DISTRIBUTION FORMULA STUDY COMMISSION, is referred to the Committee on Transportation and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goodwin, M. Alexander, England, Insko, Killian, McGee, Neumann, Spear, and Tillis:

H.B. 238, A BILL TO BE ENTITLED AN ACT TO REQUIRE A DRIVERS LICENSE TO OPERATE A MOPED, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Allen, Gibson, and Bordsen (Primary Sponsors); M. Alexander and Faison:

H.B. 239, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE THE JORDAN WATER SUPPLY NUTRIENT STRATEGY RULES, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

By Representatives E. Warren, McLawhorn, and Williams (Primary Sponsors); Bell, Farmer-Butterfield, Glazier, Spear, Stewart, and Wray:

H.B. 240, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ASSIST WITH THE COSTS OF OPENING THE NEW DENTAL SCHOOL AT EAST CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Glazier, Yongue, Harrison, and Carney (Primary Sponsors); Dickson, England, Faison, E. Floyd, Goforth, Hughes, Lucas, and Wray:

H.B. 241, A BILL TO BE ENTITLED AN ACT TO ELIMINATE BONUSES UNDER THE ABCS OF PUBLIC EDUCATION PROGRAM AND TO USE THE FUNDS FOR SALARY INCREASES FOR TEACHERS, is referred to the Committee on Appropriations.

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By Representatives Glazier, Yongue, Harrison, and Tarleton (Primary Sponsors); Carney and E. Floyd:

H.B. 242, A BILL TO BE ENTITLED AN ACT TO LIMIT ABC BONUSES TO PERSONNEL AT SCHOOLS THAT EXCEED EXPECTED GROWTH AND TO USE THE SAVINGS FOR SALARY INCREASES FOR TEACHERS, is referred to the Committee on Appropriations.

By Representatives Insko, Steen, and Barnhart (Primary Sponsors); M. Alexander, Hughes, Lucas, McGee, and Wainwright:

H.B. 243, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TRANSPORTATION AND CUSTODY REQUIREMENTS WHEN LAW ENFORCEMENT OFFICERS TRANSPORT AN INDIVIDUAL PURSUANT TO INVOLUNTARY COMMITMENT PROCEEDINGS, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Judiciary I.

By Representative Gibson:

H.B. 244, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF MARSHVILLE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Transportation.

By Representatives Gibson and Tarleton:

H.B. 245, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NATIONAL CHILDHOOD CANCER FOUNDATION, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative Gibson:

H.B. 246, A BILL TO BE ENTITLED AN ACT PROVIDING THAT ANSON COUNTY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representative Gibson:

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H.B. 247, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A DISTRICT ATTORNEY, ASSISTANT DISTRICT ATTORNEY, CLERK OF COURT, DEPUTY CLERK OF COURT, OR ASSISTANT CLERK OF COURT WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES IN ANSON OR UNION COUNTY, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Gibson and Faison:

H.B. 248, A BILL TO BE ENTITLED AN ACT TO REVISE THE QUALIFICATIONS FOR APPOINTMENT AS AN EMERGENCY JUDGE OF THE SUPERIOR COURT OR THE DISTRICT COURT, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Gibson, Harrison, and Lucas:

H.B. 249, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT TO ABC PERMITTEES WHO ARE REQUIRED TO RECYCLE BEVERAGE CONTAINERS, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Finance.

By Representative Gibson:

H.B. 250, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A FIRST IN TURF SPECIAL REGISTRATION PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Gibson and Allen:

H.B. 251, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MAXIMUM FEE FOR STORAGE CHARGES THAT MAY BE CHARGED BY A TOWING SERVICE OR COMPANY, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Current, Samuelson, Brown, and Stam (Primary Sponsors); Blackwood, Cleveland, Frye, Hilton, Johnson, Justus, Lewis, McGee, Mills, Moore, Neumann, Rhyne, Steen, Stevens, Tillis, and Wiley:

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H.B. 252, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO ESTABLISH THE HAMILTON C. HORTON JR. INDEPENDENT REDISTRICTING COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Williams, M. Alexander, Tarleton, and Wainwright:

H.B. 253, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES TO ASSIST THEATRES ACROSS THE STATE, is referred to the Committee on Appropriations.

By Representative Williams:

H.B. 254, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES IN THE BEAUFORT COUNTY BOARD OF EDUCATION SHALL BE FILLED IN ACCORDANCE WITH GENERAL LAW, is referred to the Committee on Local Government I.

By Representatives Cleveland, Hill, Langdon, and McGee (Primary Sponsors); Allred, Blackwood, Brown, Brubaker, Burris-Floyd, Coates, Current, Dockham, Dollar, Faison, McElraft, Moore, Neumann, Rhyne, Sager, Setzer, Tucker, and West:

H.B. 255, A BILL TO BE ENTITLED AN ACT PROVIDING A ZONING EXEMPTION FOR ANY AGRICULTURAL INTEREST ANNEXED BY A MUNICIPALITY, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance.

By Representatives Cleveland and Wiley (Primary Sponsors); Blackwood, Brown, Brubaker, Burr, Burris-Floyd, Current, Dollar, Frye, Guice, Gulley, Harrison, Hilton, Hurley, Langdon, McGee, Moore, Neumann, Sager, Samuelson, Stam, Starnes, Stevens, and Tillis:

H.B. 256, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE UNIVERSITY OF NORTH CAROLINA AND ITS CONSTITUENT INSTITUTIONS SHALL NOT COUNT OUT-OF-STATE STUDENTS AS IN-STATE STUDENTS FOR ANY CALCULATION OF THE UNIVERSITY SYSTEM'S STUDENT POPULATION, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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By Representatives Cleveland, Hilton, Moore, and Wiley (Primary Sponsors); Allred, Blackwood, Brown, Brubaker, Burr, Burris-Floyd, Current, Dockham, Dollar, Frye, Gulley, Holloway, Hurley, Justus, Langdon, McElraft, McGee, Neumann, Sager, Samuelson, Setzer, Spear, Starnes, Steen, Stevens, Tillis, and West:

H.B. 257, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LAWFULLY POSSESSED FIREARMS, AMMUNITION, AND AMMUNITION COMPONENTS MAY NOT BE SEIZED DURING A DECLARED STATE OF EMERGENCY, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representatives Burr and Johnson:

H.B. 258, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE MULTICAMPUS CENTER FUNDS FOR STANLY COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives England and Current (Primary Sponsors); M. Alexander, Dockham, Faison, Farmer-Butterfield, Glazier, Gulley, Lucas, McGee, Pierce, and Tarleton:

H.B. 259, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE OFFICE OF MEN'S HEALTH WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, AS RECOMMENDED BY THE PUBLIC HEALTH STUDY COMMISSION, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Mobley, Spear, and Wray:

H.B. 260, A BILL TO BE ENTITLED AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF AHOSKIE FROM TWO YEARS TO FOUR YEARS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

By Representatives Wainwright, Glazier, Yongue, and Jeffus (Primary Sponsors); and Lucas:

H.B. 261, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RESTRICTIONS ON SERVICE ON THE STATE BOARD OF EDUCATION, is referred to the Committee on Education and, if favorable, to the Committee on State Government/State Personnel.

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By Representatives Wainwright, Adams, Mobley, and Lucas (Primary Sponsors); M. Alexander, Bell, Blue, Bryant, Earle, Faison, Farmer-Butterfield, E. Floyd, Glazier, Hall, Harrell, Hughes, Jones, Luebke, Mackey, Michaux, Parmon, Pierce, and Womble:

H.B. 262, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMMUNITY INSTITUTIONS TO ASSIST SMALL FARMERS AND RURAL LANDOWNERS, SUPPORT ECONOMIC DEVELOPMENT ACTIVITIES IN MINORITY NEIGHBORHOODS AND COMMUNITIES, ASSIST MINORITY AND WOMEN-OWNED BUSINESSES, AND PROVIDE ACCESS TO AFFORDABLE FINANCE SERVICES AND ASSET BUILDING OPPORTUNITIES STATEWIDE, is referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 5, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CORPORATION THAT IS A MANUFACTURER, WHOLESALE DEALER, OR RETAIL DEALER OF CROSSBOWS MAY OBTAIN A CONTINUING PERMIT FOR THE PURCHASE OR RECEIPT OF CROSSBOWS UPON APPLICATION TO THE SHERIFF OF THE COUNTY IN WHICH THE CORPORATION IS LOCATED, AND TO PROVIDE THAT THE RECORD-KEEPING REQUIREMENT FOR SALES OF CROSSBOWS DOES NOT APPLY TO A MANUFACTURER OF CROSSBOWS AND DOES NOT APPLY TO A WHOLESALE DEALER OF CROSSBOWS WHEN THE SALES ARE TO OTHER WHOLESALE DEALERS OR RETAIL DEALERS, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

INTRODUCTION OF PAGES

Pages for the week of February 23 are introduced to the membership. They are: Brooke Batchelor of Guilford; Sarah Crews of Granville; Aaron Edge of Cumberland; Russ Holler of Person; Chris Jackson of Guilford; Samantha McAbee of McDowell; Hunter McGuire of McDowell; Ethan Roper of Cleveland; Immanuel Vinson of Wake; and Fontasia Wade-Blivens of Cumberland.

On motion of Representative Owens, seconded by Representative McLawhorn, the House adjourns at 7:31 p.m. to reconvene February 24 at 3:00 p.m.

February 23, 2009

SIXTEENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 24, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"Though our lives are full, and we have much for which to give thanks, we admit that there are times when we feel lonely and vulnerable. Leadership does not occur in a vacuum and we are not immune to the emotions of sadness or despair any more than the next person. Remind us that though our elected office does indeed come with great responsibility, You welcome us with open arms. We need to know that You hear us. You have mercy on us. And, You can free us from the cares of the world. Great God of heaven and earth, though it may seem that we feel the weight of the world upon our shoulders, remind us that You bear the weight of the world in the palm of Your hand. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 89, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF FEES COLLECTED FROM THE FRIENDS OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK SPECIAL STATE ATTRACTION PLATE TO BE USED FOR ORDINARY ADMINISTRATIVE AND OPERATING EXPENSES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 43, A BILL TO BE ENTITLED AN ACT MAKING IT UNLAWFUL FOR A SCHOOL BOARD MEMBER TO WILLFULLY FAIL TO DISCHARGE THE DUTIES OF THE OFFICE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 79, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PUBLIC SCHOOL FUNDING FORMULAS TO EXTEND ITS REVIEW OF PUBLIC SCHOOL FUNDING, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

S.B. 198 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE RESTRICTIONS ON SERVICE ON THE STATE BOARD OF EDUCATION, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The House committee substitute bill is re-referred to the Committee on State Government/State Personnel. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 18, A BILL TO BE ENTITLED AN ACT TO AMEND SPECIFIC EXPERIENCE HOURS OF THE FOUR HUNDRED CLOCK HOURS REQUIRED FOR PERMANENT LICENSURE AS A SPEECH AND LANGUAGE PATHOLOGIST, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

February 24, 2009

The bill is re-referred to the Committee on Finance.

H.B. 24, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ASSIST DEAF CHILDREN WITH COCHLEAR IMPLANTS TO DEVELOP SPOKEN LANGUAGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 102, A BILL TO BE ENTITLED AN ACT TO ENACT A TECHNICAL AMENDMENT TO A SESSION LAW PERTAINING TO BUDGET CODE REFERENCES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Dickson, Chair, for the Committee on University Board of Governors Nominating:

H.R. 189, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of February 25.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Wray, Faison, E. Floyd, Spear, and E. Warren:

H.B. 263, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COLLEGE OF VETERINARY MEDICINE CLINICAL TEACHING AND RESEARCH FUND, is referred to the Committee on Appropriations.

By Representatives Hughes, Jones, Hall, and Ross (Primary Sponsors); K. Alexander, M. Alexander, Bryant, Faison, E. Floyd, Harrison, Justice, Luebke, Martin, Mobley, Parmon, Pierce, and Womble:

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H.B. 264, A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF PUBLIC INSTRUCTION TO ADD APPROPRIATE GRADE-LEVEL CURRICULUM MATERIALS ON THE 1898 WILMINGTON RACE RIOT, AS RECOMMENDED BY THE 1898 WILMINGTON RACE RIOT COMMISSION, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Hughes and Justice (Primary Sponsors); E. Floyd, McComas, and Stiller:

H.B. 265, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE NORTH CAROLINA BLUEBERRY FESTIVAL HELD IN BURGAW AS THE OFFICIAL STATE BLUEBERRY FESTIVAL, is referred to the Committee on Agriculture and, if favorable, to the Committee on State Government/State Personnel.

By Representatives E. Floyd and Hughes:

H.B. 266, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON THE USE OF DEADLY FORCE BY LAW ENFORCEMENT WHICH RESULTS IN DEATH, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

By Representatives Weiss, Womble, Williams, and Carney (Primary Sponsors); M. Alexander, Faison, Fisher, E. Floyd, Hall, Holliman, Lucas, Luebke, McLawhorn, Mobley, and E. Warren:

H.B. 267, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR HEART/STROKE PUBLIC AWARENESS AND TO APPROPRIATE FUNDS FOR THE STROKE ADVISORY COUNCIL, AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE, is referred to the Committee on Appropriations.

By Representatives Hilton, Mills, Setzer, and R. Warren (Primary Sponsors); Brown, Cleveland, Dockham, Frye, Gillespie, Johnson, Justice, Parmon, Randleman, Starnes, and Tarleton:

H.B. 268, A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL CAPITAL CONSTRUCTION FORMULA IN THE STATE LOTTERY ACT TO PROVIDE FOR DISTRIBUTION OF ALL THE FUNDS BASED ON AVERAGE DAILY MEMBERSHIP, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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By Representatives Hilton, Burr, Cleveland, and Gulley (Primary Sponsors); Barnhart, Blackwood, Blust, Brown, Current, Dockham, Dollar, Folwell, Frye, Guice, Justus, McGee, Moore, Neumann, Samuelson, Setzer, Starnes, Steen, Tillis, and West:

H.B. 269, A BILL TO BE ENTITLED AN ACT TO ALLOW A CONCEALED HANDGUN PERMITEE TO CARRY A HANDGUN IN A PARK, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Hilton, Steen, Burr, and Cleveland (Primary Sponsors); Barnhart, Blackwood, Blust, Brown, Current, Dockham, Folwell, Frye, Gulley, Johnson, Justus, McGee, Moore, Neumann, Samuelson, Setzer, and Tillis:

H.B. 270, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS WITH CONCEALED HANDGUN PERMITS TO PROTECT THEMSELVES AND THEIR FAMILIES IN RESTAURANTS, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Braxton, McLawhorn, Underhill, and Wainwright (Primary Sponsors); Faison, E. Floyd, Hughes, Lucas, Moore, and Tarleton:

H.B. 271, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO WAIVE THE COMMERCIAL MOTOR VEHICLES SKILLS TEST IF THE APPLICANT MEETS THE QUALIFICATIONS FOR ISSUANCE AND HAS PREVIOUSLY TAKEN A SKILLS TEST FOR THE VEHICLE CLASS AND SIZE TO BE OPERATED OR HAS, WHILE IN SERVICE TO AN ACTIVE OR RESERVE COMPONENT OF THE UNITED STATES ARMED FORCES, OPERATED THE VEHICLE CLASS AND SIZE FOR A RELEVANT TWO-YEAR PERIOD PRIOR TO APPLICATION FOR THE COMMERCIAL DRIVERS LICENSE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Braxton and McLawhorn (Primary Sponsors); Hill, Hughes, Spear, and Wray:

H.B. 272, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA SPECIALTY CROPS PROGRAM, is referred to the Committee on Appropriations.

By Representatives Farmer-Butterfield, Pierce, and Bordsen (Primary Sponsors); K. Alexander, M. Alexander, Earle, England, Faison, Hughes, Lucas, Parmon, and Wainwright:

February 24, 2009

H.B. 273, A BILL TO BE ENTITLED AN ACT TO DIRECT THE UNIVERSITY OF NORTH CAROLINA INSTITUTE ON AGING, AND THE DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO TAKE A LEADERSHIP ROLE IN HELPING NORTH CAROLINA PREPARE FOR INCREASED NUMBERS OF OLDER ADULTS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is referred to the Committee on Aging and, if favorable, to the Committee on Education.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 15, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LENGTH OF LEGISLATIVE SESSIONS BY LIMITING PER DIEM TO A MAXIMUM NUMBER OF DAYS, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

S.B. 35 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN EARLIER CONVENING OF THE GENERAL ASSEMBLY FOR AN ORGANIZATIONAL SESSION FOLLOWED BY AN EXTENDED RECESS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on State Government/State Personnel.

On motion of Representative Owens, seconded by Representative Jackson, the House adjourns at 3:24 p.m. to reconvene February 25 at 3:00 p.m.

SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, February 25, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

February 25, 2009

"You are ever more ready to hear us than we are to pray. We have a tendency to move about in the soup of life until our burdens become like heavy luggage. And, only then, do we turn to Thee as if You are some kind of cosmic bellhop waiting around for us to ask You to carry our bags. We might even offer You a meaningless tip and then return to our ways. Forgive us when we forget that You spoke the world into order. Teach us that though You are, indeed, always available to us, it is Your desire that we regularly seek You out in our daily walk, for our daily bread and to be our daily source of strength. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Glazier, Pierce, and Stam for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 30, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF JACKSONVILLE TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 103, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHOWAN COUNTY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

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H.B. 112, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WALLACE TO DECLARE RESIDENTIAL AND NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING THOSE BUILDINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 26.

H.B. 164, A BILL TO BE ENTITLED AN ACT TO EXPAND THE BOARD OF COMMISSIONERS OF THE TOWN OF GODWIN FROM THREE TO FOUR MEMBERS AND ALLOW THE MAYOR TO VOTE ON ALL ISSUES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 26.

H.B. 165, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF BETHEL TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 203, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF ESTATES THAT MAY BE ADMINISTERED UNDER THE SMALL ESTATES PROVISIONS OF THE GENERAL STATUTES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 205, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA STATE LOTTERY ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

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By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 8, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO PROVIDE CELL PHONES TO INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

S.B. 198 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE RESTRICTIONS ON SERVICE ON THE STATE BOARD OF EDUCATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 26.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 11, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF GROVER TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 31, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF HOLLY RIDGE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 63, A BILL TO BE ENTITLED AN ACT TO MODIFY THE OPTIONS FOR DISTRIBUTION OF THE LOCAL SALES TAXES IN ONSLOW COUNTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

February 25, 2009

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 73, A BILL TO BE ENTITLED AN ACT TO ADD THE VILLAGE OF MARVIN TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 77, A BILL TO BE ENTITLED AN ACT TO ALLOW CAMDEN COUNTY TO REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 113, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF SWANSBORO TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 117, A BILL TO BE ENTITLED AN ACT TO ADD THE CITY OF MORGANTON TO THE CITIES THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 121, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF RIVER BEND TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 127, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF PIKEVILLE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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H.B. 152, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF WINTERVILLE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 244, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF MARSHVILLE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Transportation.

The serial referral to the Committee on Transportation is stricken and the bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Ross and Lucas:

H.B. 274, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW CONCERNING THE RECOGNITION OF FOREIGN MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Justus, Mobley, and Randleman (Primary Sponsors); M. Alexander, Allen, Allred, Avila, Barnhart, Blust, Boles, Brisson, Burr, Burris-Floyd, Carney, Cleveland, Coates, Dickson, Dockham, Dollar, England, Faison, Frye, Gibson, Goforth, Guice, Gulley, Haire, Hilton, Holloway, Howard, Hughes, Hurley, Johnson, Justice, Killian, Lucas, McLawhorn, Moore, Neumann, Parmon, Rapp, Rhyne, Ross, Samuelson, Setzer, Spear, Starnes, Steen, Stevens, Stiller, Tarleton, Tillis, Wainwright, R. Warren, West, Wiley, and Wray:

H.B. 275, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SEX OFFENDERS FROM BEING EMERGENCY MEDICAL SERVICES PERSONNEL, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representative Justus:

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H.B. 276, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF HENDERSONVILLE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Stam, Dollar, and Weiss:

H.J.R. 277, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF FUQUAY-VARINA WHILE RECOGNIZING THE TOWN'S CENTENNIAL ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McElraft, Blackwell, Burris-Floyd, and Hurley (Primary Sponsors); Cleveland, Dockham, Dollar, Frye, Grady, Gulley, Harrison, Johnson, Killian, Langdon, Moore, Samuelson, Setzer, Spear, Tillis, Underhill, Wiley, and Wray:

H.B. 278, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR AMERICAN CANCER SOCIETY'S RELAY FOR LIFE VOLUNTEERS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives McElraft, Hurley, Burris-Floyd, and Frye (Primary Sponsors); Avila, Blackwell, Blust, Burr, Cleveland, Dollar, Faison, E. Floyd, Folwell, Guice, Gulley, Holloway, Johnson, Killian, Langdon, Lucas, Martin, McGee, Moore, Neumann, Parmon, Samuelson, Tarleton, Tillis, Underhill, Wiley, and Wray:

H.B. 279, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS AND VETERANS OF THE MILITARY ARE NOT CHARGED AN ADMISSION FEE TO THE U.S.S. NORTH CAROLINA, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representative Neumann:

H.B. 280, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF BELMONT, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

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By Representatives Glazier, Blue, Parmon, and Luebke (Primary Sponsors); K. Alexander, M. Alexander, Bryant, Farmer-Butterfield, Harrison, Lucas, and Mackey:

H.B. 281, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A JURY IN A CAPITAL CASE SHALL NOT FIND AN AGGRAVATING CIRCUMSTANCE BASED ON THE UNCORROBORATED TESTIMONY OF AN IN-CUSTODY INFORMANT, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Harrison, Glazier, Cotham, and Fisher (Primary Sponsors); M. Alexander, Bryant, Carney, Faison, E. Floyd, Jeffus, Lucas, Luebke, Mackey, Martin, Weiss, and Wray:

H.B. 282, A BILL TO BE ENTITLED AN ACT TO BROADEN THE SCOPE OF THE SUSTAINABLE ENERGY-EFFICIENT BUILDINGS PROGRAM TO INCLUDE PUBLIC SCHOOL BUILDINGS, TO REQUIRE THE STATE ENERGY OFFICE TO DEVELOP AND MAINTAIN SUSTAINABLE SCHOOL DESIGN PROTOCOL STANDARDS, TO CREATE AND APPROPRIATE FUNDS TO THE GREEN SCHOOL CONSTRUCTION LOAN FUND, AND TO MAKE CONFORMING CHANGES, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Appropriations.

By Representatives K. Alexander, Coates, Tillis, and Faison (Primary Sponsors); Allred, Bryant, Gulley, Hughes, Johnson, and Lucas:

H.B. 283, A BILL TO BE ENTITLED AN ACT CLARIFYING THE DEFINITION OF BROADBAND INTERNET ACCESS IN NORTH CAROLINA, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Public Utilities.

By Representatives K. Alexander, Bryant, Faison, Harrison, Hughes, and Samuelson:

H.B. 284, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE CREDIT FOR INVESTING IN RENEWABLE ENERGY PROPERTY FROM 2011 TO 2016, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Tarleton, McLawhorn, Jeffus, and Wiley (Primary Sponsors); Blackwood, Faison, Farmer-Butterfield, Fisher, E. Floyd, Hughes, Johnson, Lucas, Luebke, Mackey, Moore, Parmon, Setzer, Spear, Wainwright, Womble, and Wray:

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H.B. 285, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARY OF SUBSTITUTE TEACHERS WHO ARE CERTIFIED TEACHERS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representative Allred:

H.B. 286, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE HIGHWAY FUND TO THE HIGHWAY MAINTENANCE FUND AND THE NAME OF THE HIGHWAY TRUST FUND TO THE HIGHWAY SPECIAL PROJECTS FUND, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Allred and McGee (Primary Sponsors); and Blust:

H.B. 287, A BILL TO BE ENTITLED AN ACT TO EXTEND THE APPLICATION OF THE STATE GOVERNMENT ETHICS ACT TO CERTAIN COUNTY AND MUNICIPAL OFFICIALS, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Ethics.

By Representatives Allred, Blackwood, Current, Dockham, Folwell, Hilton, Johnson, Justice, McGee, Moore, and Samuelson:

H.B. 288, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON THE NUMBER OF CHARTER SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Allred, Blust, Current, Harrison, and Samuelson:

H.B. 289, A BILL TO BE ENTITLED AN ACT TO REQUIRE MUNICIPALITIES AND THE DEPARTMENT OF TRANSPORTATION TO COORDINATE TRAFFIC SIGNAL PATTERNS TO REDUCE THE CONSUMPTION OF ENERGY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representative Allred:

H.B. 290, A BILL TO BE ENTITLED AN ACT REQUIRING PUBLIC UTILITIES TO GRANT CUSTOMERS AT LEAST THIRTY-SIX MONTHS TO PAY ANY CHARGES FOR SERVICES THAT RESULTED FROM FAULTY EQUIPMENT, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Judiciary II.

February 25, 2009

By Representatives Parmon and Womble (Primary Sponsors); Cotham and E. Floyd:

H.B. 291, A BILL TO BE ENTITLED AN ACT AMENDING THE COSMETIC ART ACT TO PROVIDE FOR LICENSURE OF PERSONS ENGAGING IN THE PRACTICE OF NATURAL HAIR BRAIDING, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Finance.

By Representatives Brubaker and Hurley (Primary Sponsors); and Dockham:

H.B. 292, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE RANDOLPH COUNTY SENIOR ADULTS ASSOCIATION, INC., TO ASSIST IN DEVELOPING A NEW SENIOR ADULTS FACILITY TO SERVE RANDOLPH COUNTY, is referred to the Committee on Aging and, if favorable, to the Committee on Appropriations.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 141, A BILL TO BE ENTITLED AN ACT TO LIMIT DRINKING WATER TESTING FOR THE PRESENCE OF VOLATILE ORGANIC COMPOUNDS IN WATER OBTAINED FROM NEWLY CONSTRUCTED PRIVATE DRINKING WATER WELLS BASED UPON THE RISK OF THE COMPOUNDS' PRESENCE, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Health.

CALENDAR

Action is taken on the following:

H.R. 189, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Pursuant to Rule 24.1A, Representative Luebke requests that he be excused from voting on this resolution. This request is granted.

The resolution is adopted, by electronic vote (115-0), and ordered printed.

February 25, 2009

RE-REFERRAL

On motion of Representative Owens, the serial referral on **H.B. 12**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF BIOPTIC LENSES WHEN TESTING FOR A DRIVERS LICENSE AND THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT PASSES CERTAIN REQUIREMENTS AFTER PASSING THE DRIVERS LICENSE EYE TEST, is changed from the Committee on Judiciary III to the Committee on Judiciary II.

On motion of Representative Owens, seconded by Representative Gibson, the House adjourns at 3:31 p.m. to reconvene February 26 at 1:00 p.m.

EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 26, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"As we come to the end of this week's journey and prepare to return to our other lives, look over the work we have begun. Keep that which is good, make perfect our defects and lead us to a brighter tomorrow. And by Thy great mercy, guard our coming in and our going out, grant us a safe lodging, a holy rest and peace at the last, we humbly pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Earle and McElraft for today.

February 26, 2009

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Lucas and E. Floyd (Primary Sponsors); Brisson, Dickson, and Hughes:

H.B. 293, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SANDHILLS FAMILY HERITAGE ASSOCIATION, MANCHESTER CDC, INC., HOLLYWOOD HEIGHTS COMMUNITY CLUB, INCORPORATED, SEVENTY-FIRST TOWNSHIP CIVIC IMPROVEMENT ASSOCIATION INCORPORATED, AND THE TIFFANY PINES COMMUNITY OUTREACH CENTER TO SUPPORT COMMUNITY ACTIVITIES IN CUMBERLAND COUNTY, is referred to the Committee on Appropriations.

By Representatives Cleveland, Neumann, and Burris-Floyd (Primary Sponsors); Blackwood, Blust, Brubaker, Burr, Current, Dockham, Folwell, Frye, Gillespie, Guice, Hilton, Holloway, Hurley, Langdon, McGee, Moore, Randleman, Sager, Setzer, Starnes, Stevens, Tillis, and West:

H.B. 294, A BILL TO BE ENTITLED AN ACT PROHIBITING ILLEGAL ALIENS FROM ATTENDING NORTH CAROLINA COMMUNITY COLLEGES AND UNIVERSITIES, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary I.

By Representatives Cleveland and Moore (Primary Sponsors); Current, Hurley, Lucas, Mackey, McGee, Randleman, and Stevens:

H.B. 295, A BILL TO BE ENTITLED AN ACT TO ALLOW RELIEF FROM A CHILD SUPPORT ORDER WHEN THE OBLIGOR IS NOT THE CHILD'S FATHER, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives M. Alexander and Allen (Primary Sponsors); K. Alexander, Coates, England, Faison, Glazier, Hall, Harrison, Lucas, Luebke, and Weiss:

H.B. 296, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SURVEILLANCE OF HOSPITAL-ACQUIRED INFECTIONS IN NORTH CAROLINA, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON HOSPITAL INFECTION CONTROL AND DISCLOSURE, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

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By Representatives Holloway, Faison, Martin, and Randleman (Primary Sponsors); Blust, Dockham, Hilton, Hurley, Lucas, McCormick, Moore, Setzer, Starnes, Tarleton, and Wainwright:

H.B. 297, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR AN INCOME TAX DEDUCTION FOR CERTAIN EMERGENCY SERVICES WORKERS, FIREFIGHTERS, AND LAW ENFORCEMENT OFFICERS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Holloway, Allred, Blackwood, Blust, Hilton, McComas, Moore, Neumann, Randleman, Samuelson, Starnes, and Stevens:

H.B. 298, A BILL TO BE ENTITLED AN ACT TO REDUCE SMALL BUSINESS INCOME TAX LIABILITY BY PROVIDING A TWENTY-FIVE THOUSAND DOLLAR DEDUCTION TO S CORPORATIONS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Holloway, Blackwood, Blust, and Folwell (Primary Sponsors); Allred, Dockham, Hilton, Hurley, Justice, Justus, McGee, Moore, Neumann, Randleman, Samuelson, Setzer, and Starnes:

H.B. 299, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE SALES AND USE TAX REFUND FOR LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Education and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representative Holloway:

H.B. 300, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF KING TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S PUBLIC NUISANCE ORDINANCE, is referred to the Committee on Local Government I.

By Representatives Frye and McElraft (Primary Sponsors); Allred, Gulley, Hurley, McGee, Moore, and Randleman:

H.B. 301, A BILL TO BE ENTITLED AN ACT TO GRANT MEMBERS AND VETERANS OF THE MILITARY FREE ADMISSION TO STATE-OPERATED MILITARY MUSEUMS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

February 26, 2009

By Representatives Dollar and Avila (Primary Sponsors); and Stam:

H.B. 302, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FIVE MEMBERS OF THE WAKE COUNTY BOARD OF EDUCATION BE ELECTED FROM DISTRICTS AND FOUR AT-LARGE, TO MOVE THOSE ELECTIONS TO THE EVEN-NUMBERED YEAR, TO BE ELECTED IN NOVEMBER ON A PLURALITY BASIS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Ross, Weiss, and Allred (Primary Sponsors); M. Alexander, Allen, Avila, Bell, Blue, Bryant, Carney, Coates, Cole, Cotham, Dockham, Dollar, Earle, Farmer-Butterfield, E. Floyd, Folwell, Glazier, Goodwin, Grady, Gulley, Hall, Harrell, Harrison, Hill, Howard, Hughes, Hurley, Jackson, Johnson, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McLawhorn, Moore, Neumann, Parmon, Pierce, Randleman, Samuelson, Setzer, Spear, Stam, Stevens, Underhill, E. Warren, Whilden, Wiley, and Wray:

H.J.R. 303, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SANDRA KAY YOW, BELOVED WOMEN'S BASKETBALL COACH AT NORTH CAROLINA STATE UNIVERSITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Mobley, Hughes, and Wray:

H.B. 304, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF AHOSKIE FOR A BOYS AND GIRLS CLUB, is referred to the Committee on Appropriations.

By Representatives Mobley, Hughes, and Wray:

H.B. 305, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FACILITY TO HOUSE PROGRAMS AND SERVICES FOR SENIOR CITIZENS IN PERQUIMANS COUNTY, is referred to the Committee on Appropriations.

By Representatives Mobley, Hughes, and Wray:

H.B. 306, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A PUBLIC LIBRARY IN THE TOWN OF AHOSKIE, is referred to the Committee on Appropriations.

February 26, 2009

By Representatives Glazier, Goodwin, Cleveland, and Moore (Primary Sponsors); M. Alexander, Current, Faison, Jackson, Lucas, Mackey, Pierce, and Stevens:

H.B. 307, A BILL TO BE ENTITLED AN ACT ESTABLISHING A PROCESS TO SET ASIDE AN ORDER OF PATERNITY OR AN AFFIDAVIT OF PARENTAGE UNDER LIMITED CIRCUMSTANCES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Yongue, Lucas, and Tarleton (Primary Sponsors); M. Alexander, Cotham, Dickson, England, Faison, Harrison, Hughes, Luebke, Mackey, McLawhorn, Pierce, Wainwright, and Weiss:

H.B. 308, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA PTA PARENT INVOLVEMENT/DROPOUT PREVENTION INITIATIVE, is referred to the Committee on Appropriations.

By Representatives Glazier, Gibson, Tillis, and Harrell (Primary Sponsors); K. Alexander, Allred, Faison, and Lucas:

H.B. 309, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON AN ACT TO PROTECT CUSTOMERS PURCHASING TICKETS VIA THE INTERNET, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Cole and R. Warren (Primary Sponsors); England, Goodwin, Spear, and Wray:

H.B. 310, A BILL TO BE ENTITLED AN ACT TO REQUIRE MOPEDS TO BE REGISTERED WITH THE DIVISION OF MOTOR VEHICLES, TO REQUIRE MOPEDS TO HAVE A POLICY OF FINANCIAL RESPONSIBILITY BEFORE THEY CAN BE REGISTERED, AND TO LIMIT THE OPERATION OF A MOPED ON A PUBLIC STREET OR HIGHWAY TO THOSE PUBLIC STREETS OR HIGHWAYS WITH A POSTED SPEED LIMIT LESS THAN THE MAXIMUM SPEED RECOMMENDED BY THE MANUFACTURER FOR THE ENGINE DISPLACEMENT OF THE MOPED BEING OPERATED, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

February 26, 2009

By Representatives Yongue, Glazier, Johnson, and Wainwright (Primary Sponsors); England, Faison, E. Floyd, Lucas, and Pierce:

H.B. 311, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE CONSTRUCTION FUNDING OF SCHOOLS THROUGH THE FIRST AND THE SECOND ONE-HALF CENT SALES AND USE TAXES, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Hurley, Spear, Randleman, and McLawhorn (Primary Sponsors); K. Alexander, Allred, Blust, Brubaker, Burr, Carney, Cleveland, Current, Dollar, Faison, Folwell, Frye, Guice, Justus, Killian, Langdon, McCormick, Mobley, Sager, Samuelson, Stam, Steen, Stevens, Tillis, and Wiley:

H.B. 312, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE AND TO MAKE CONFORMING CHANGES TO RELATED PROVISIONS, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Brown and Tillis (Primary Sponsors); Allred, Cleveland, Folwell, Howard, Langdon, McGee, Moore, Randleman, Starnes, and Steen:

H.B. 313, A BILL TO BE ENTITLED AN ACT PROHIBITING A CITY FROM EXERCISING EXTRATERRITORIAL JURISDICTION IN AN AREA IF THE COUNTY HAS ADOPTED AND IS ENFORCING A ZONING ORDINANCE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary I.

By Representatives Brown and Tillis (Primary Sponsors); Allred, Cleveland, Folwell, Howard, Hurley, Justus, Langdon, Randleman, and Starnes:

H.B. 314, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MUNICIPALITIES MAY NOT ANNEX INTO ANOTHER COUNTY WITHOUT THE APPROVAL OF THE BOARD OF COMMISSIONERS OF THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary I.

By Representative Moore:

February 26, 2009

H.B. 315, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DISTRICT ATTORNEY AND DEFENSE ATTORNEY TO DISCLOSE TO THE COURT THAT A PLEA BARGAIN ARRANGEMENT WAS REJECTED BY A JUDGE AT AN EARLIER TIME IF THE PLEA IS SUBSEQUENTLY PRESENTED TO ANOTHER JUDGE FOR CONSIDERATION, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Jeffus, Harrison, Howard, Hurley, and Lucas:

H.B. 316, A BILL TO BE ENTITLED AN ACT AUTHORIZING CHARTER SCHOOLS TO GIVE PRIORITY FOR ADMISSION TO THE TWIN OF ANY STUDENT ASSIGNED TO A CHARTER SCHOOL, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representatives Jeffus, Harrison, and Howard:

H.B. 317, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO PROVIDE OPERATING FUNDS FOR THE JOINT SCHOOL OF NANOSCIENCE AND NANOENGINEERING AT THE CAMPUS OF THE GATEWAY UNIVERSITY RESEARCH PARK OF NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY AND THE UNIVERSITY OF NORTH CAROLINA AT GREENSBORO, is referred to the Committee on Appropriations.

By Representatives E. Floyd, Hughes, Lucas, and Pierce:

H.B. 318, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ACQUIRE REAL PROPERTY THAT WILL ASSIST IN ACCOMMODATING CAMPUS EXPANSION AND GROWTH AT FAYETTEVILLE STATE UNIVERSITY RELATED TO BRAC, is referred to the Committee on Appropriations.

By Representatives Owens, Crawford, E. Warren, and Brubaker (Primary Sponsors); K. Alexander, Bryant, Faison, Frye, Gillespie, Glazier, Hurley, Lucas, McLawhorn, Pierce, Ross, Spear, Tarleton, Tolson, Tucker, Wainwright, and R. Warren:

H.B. 319, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE RURAL ECONOMIC DEVELOPMENT CENTER FOR LOCAL GOVERNMENT WATER AND SEWER GRANTS, is referred to the Committee on Appropriations.

February 26, 2009

By Representatives Neumann and Moore (Primary Sponsors); Cleveland and Lewis:

H.B. 320, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 110, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THOMAS GHIO "SONNY BOY" JOYNER, WHILE JOINING THE CITIZENS OF WELDON IN RECOGNIZING THE TOWN AS THE ROCKFISH CAPITAL OF THE WORLD, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Howard and Ross, Chairs, for the Committee on Ethics:

H.B. 104, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 64, A BILL TO BE ENTITLED AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS, with a favorable report.

February 26, 2009

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 2.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 43, A BILL TO BE ENTITLED AN ACT MAKING IT UNLAWFUL FOR A SCHOOL BOARD MEMBER TO WILLFULLY FAIL TO DISCHARGE THE DUTIES OF THE OFFICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 2.

H.B. 200, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CHARGING OF A FEE WHEN PAYMENT OF DEBTS OWED TO A DECEDENT IS MADE DIRECTLY TO THE CLERK OF SUPERIOR COURT WHEN THE DECEDENT'S ESTATE IS SETTLED, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

H.B. 112, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WALLACE TO DECLARE RESIDENTIAL AND NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING THOSE BUILDINGS, passes its second reading, by electronic vote (106-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 164, A BILL TO BE ENTITLED AN ACT TO EXPAND THE BOARD OF COMMISSIONERS OF THE TOWN OF GODWIN FROM THREE TO FOUR MEMBERS AND ALLOW THE MAYOR TO VOTE ON ALL ISSUES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

February 26, 2009

S.B. 198 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE RESTRICTIONS ON SERVICE ON THE STATE BOARD OF EDUCATION, passes its second reading, by electronic vote (109-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.J.R. 110, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THOMAS GHIO "SONNY BOY" JOYNER, WHILE JOINING THE CITIZENS OF WELDON IN RECOGNIZING THE TOWN AS THE ROCKFISH CAPITAL OF THE WORLD, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

On motion of Representative Owens, seconded by Representative Stewart, the House adjourns at 1:36 p.m. to reconvene Monday, March 2, 2009, at 7:00 p.m.

NINETEENTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 2, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"God of Creation:

"In the cold and snow of winter, as we wrap ourselves up with another layer of clothing to warm our chilly bodies, we are reminded of how finite we are in the whole of creation. A simple March snowfall is enough to remind us that though we might control a little bit of legislation, we do not and cannot control the earth and all that is in it. We are bold to ask You, the One who creates each snowflake and lets it drift from the sky, to wrap our hearts with Your immense love. As the soft covering of snow blankets the ground across the landscape of our beautiful State, so blanket us, O God, with Thy eternal grace. Amen."

March 2, 2009

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives M. Alexander, Barnhart, Blue, Brown, Dockham, Earle, Farmer-Butterfield, Hilton, Jones, McGee, Moore, Parmon, Setzer, Steen, Stiller, E. Warren, Wilkins, and Womble for today.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 110, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THOMAS GHIO "SONNY BOY" JOYNER, WHILE JOINING THE CITIZENS OF WELDON IN RECOGNIZING THE TOWN AS THE ROCKFISH CAPITAL OF THE WORLD. (RESOLUTION 2009-2)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 192, A BILL TO BE ENTITLED AN ACT TO CODIFY NORTH CAROLINA LAW ON CHILD WITNESS TESTIMONY IN CRIMINAL CASES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 3. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Bell and Lucas, Chairs, for the Standing Committee on Education, refer the following bills to the Education Subcommittee on Universities:

March 2, 2009

H.B. 83, A BILL TO BE ENTITLED AN ACT TO LIMIT TO ACADEMIC SCHOLARSHIPS A BUDGET PROVISION GRANTING IN-STATE TUITION TO CERTAIN FULL SCHOLARSHIP STUDENTS.

H.B. 256, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE UNIVERSITY OF NORTH CAROLINA AND ITS CONSTITUENT INSTITUTIONS SHALL NOT COUNT OUT-OF-STATE STUDENTS AS IN-STATE STUDENTS FOR ANY CALCULATION OF THE UNIVERSITY SYSTEM'S STUDENT POPULATION.

Representatives Bell and Lucas, Chairs, for the Standing Committee on Education, refer the following bills to the Education Subcommittee on Pre-School, Elementary and Secondary Education:

H.B. 285, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARY OF SUBSTITUTE TEACHERS WHO ARE CERTIFIED TEACHERS.

H.B. 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL-TEACHERS.

Representatives Bell and Lucas, Chairs, for the Standing Committee on Education, refer the following bills to the Education Subcommittee on Community Colleges:

H.B. 198, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR DIFFERENTIATED FUNDING OF COMMUNITY COLLEGE ALLIED HEALTH PROGRAMS.

H.B. 199, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARIES OF FULL-TIME COMMUNITY COLLEGE FACULTY AND PROFESSIONAL STAFF.

H.B. 228, A BILL TO BE ENTITLED AN ACT TO CREATE A SALES AND USE TAX REFUND FOR COMMUNITY COLLEGES, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

March 2, 2009

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives E. Warren, Brubaker, Tarleton, and Harrison (Primary Sponsors); M. Alexander, Hurley, Wiley, and Wray:

H.B. 321, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PURCHASING AND CONTRACTING AUTHORITY BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES ON BEHALF OF THE NORTH CAROLINA ZOOLOGICAL PARK; TO EXPAND THE UMSTEAD EXEMPTION FOR THE PARK; TO IMPROVE THE ADMINISTRATION OF PARK OPERATIONS; TO REQUIRE A REPORTING OF THE PROGRESS AND IMPLEMENTATION OF THE MANDATES OF THIS ACT; AND TO ESTABLISH THE NORTH CAROLINA ZOOLOGICAL PARK FUNDING AND ORGANIZATION STUDY COMMITTEE, is referred to the Committee on State Government/ State Personnel and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative E. Warren:

H.B. 322, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF WILLIAMSTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S OVERGROWN VEGETATION ORDINANCE, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Gulley and Tillis (Primary Sponsors); K. Alexander, M. Alexander, Cotham, Hurley, Johnson, Justus, Killian, Lucas, Neumann, Starnes, and Wray:

H.B. 323, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE REQUIREMENTS REGARDING SECONDARY METALS RECYCLING OF REGULATED METALS PROPERTY IN ORDER TO PREVENT THE THEFT OF THIS PROPERTY, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

By Representatives Cleveland, Neumann, Burr, and Blackwood (Primary Sponsors); Allred, Blackwell, Blust, Boles, Brown, Burris-Floyd, Current, Dockham, Dollar, Folwell, Frye, Guice, Gulley, Hilton, Holloway, Johnson, Killian, Langdon, Lewis, McCormick, McGee, Mills, Randleman, Sager, Starnes, Stevens, Tillis, and Wiley:

March 2, 2009

H.B. 324, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTORS THAT WILL BE COMPENSATED BY FEDERAL ECONOMIC STIMULUS FUNDS TO USE THE FEDERAL E-VERIFY SYSTEM, EXCEPT AS OTHERWISE REQUIRED BY FEDERAL LAW, is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Wiley, Fisher, Langdon, and Underhill (Primary Sponsors); M. Alexander, Bordsen, Current, Dickson, Dollar, Folwell, Frye, Gibson, Grady, Haire, Harrell, Harrison, Hughes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, McCormick, McElraft, McLawhorn, Randleman, Rapp, Sager, Samuelson, Setzer, Spear, Stevens, Tarleton, Whilden, Wilkins, and Wray:

H.B. 325, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE FRIENDS OF THE MOUNTAINS-TO-SEA TRAIL, INC., is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Wiley and Jones (Primary Sponsors); and E. Floyd:

H.B. 326, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF HIGH POINT TO USE ELECTRONIC MEANS TO PROVIDE PUBLIC NOTICE FOR CERTAIN PUBLIC HEARINGS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

By Representatives Goodwin, Owens, Barnhart, and Howard (Primary Sponsors); K. Alexander, Lucas, and Spear:

H.B. 327, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE UNAUTHORIZED USE OF AN INDIVIDUAL'S RIGHT TO PUBLICITY FOR COMMERCIAL PURPOSES AND TO PROVIDE AN ENFORCEMENT MECHANISM OF THAT RIGHT, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives England and Rapp (Primary Sponsors); K. Alexander, M. Alexander, Bryant, Faison, Fisher, E. Floyd, Hall, Harrison, Insko, Lucas, Luebke, Stewart, Tarleton, Wainwright, Weiss, and Wray:

March 2, 2009

H.B. 328, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE ADOLESCENT PREGNANCY PREVENTION CAMPAIGN OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives England, Wilkins, and Rapp (Primary Sponsors); M. Alexander, Bell, Coates, Cotham, Dollar, Faison, Glazier, Hall, Harrison, Insko, Jackson, Lucas, Luebke, McLawhorn, Spear, Steen, Tarleton, Wainwright, Weiss, and Wray:

H.B. 329, A BILL TO BE ENTITLED AN ACT TO ENABLE RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO RETURN TO EMPLOYMENT AS NURSING INSTRUCTORS WITHOUT LOSING RETIREMENT BENEFITS, is referred to the Committee on Health and, if favorable, to the Committee on Pensions and Retirement.

By Representatives England, Rapp, and Goforth (Primary Sponsors); Allen and Lucas:

H.B. 330, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE PAYMENT OF FUTURE EXPENSES ARISING FROM MEDICAL MALPRACTICE ACTIONS TO BE PAID PERIODICALLY, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives England, Goforth, and Rapp (Primary Sponsors); Allen and Lucas:

H.B. 331, A BILL TO BE ENTITLED AN ACT TO MODIFY APPEAL BONDS IN MEDICAL MALPRACTICE ACTIONS, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives England, Goforth, and Rapp (Primary Sponsors); and Lucas:

H.B. 332, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REPORTING OF DETAILS OF SETTLEMENTS OF MEDICAL MALPRACTICE CLAIMS, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary I.

By Representatives England, McLawhorn, Neumann, and Wilkins (Primary Sponsors); K. Alexander, Bryant, Carney, Faison, Fisher, E. Floyd, Hall, Harrison, Lucas, Luebke, Tarleton, Wainwright, and Weiss:

March 2, 2009

H.B. 333, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA MIDWIFERY JOINT COMMITTEE TO DEVELOP A PROPOSAL TO ESTABLISH LICENSURE OF CERTIFIED PROFESSIONAL MIDWIVES IN THIS STATE, IN COLLABORATION WITH THE NORTH CAROLINA OBSTETRICAL AND GYNECOLOGICAL SOCIETY, THE NORTH CAROLINA SECTION OF THE AMERICAN COLLEGE OF OBSTETRICIANS AND GYNECOLOGISTS, AND OTHER INTERESTED PARTIES, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON LICENSING MIDWIVES, is referred to the Committee on Health and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tarleton, Goforth, Frye, and Rapp (Primary Sponsors):

H.B. 334, A BILL TO BE ENTITLED AN ACT TO AMEND THE SKIER SAFETY STATUTES TO SPECIFY THAT SKIERS AND PASSENGERS ASSUME THE RISK OF KNOWN HAZARDS AND RISKS AND TO MAKE OTHER RELATED CHANGES, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representatives Stam, McComas, Killian, and Barnhart (Primary Sponsors); Blackwood, Dollar, Gulley, Hilton, Starnes, and Steen:

H.B. 335, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INDIVIDUAL INCOME TAX CREDIT FOR PART OF THE EXPENSE OF AVOIDED PUBLIC EDUCATION AND TO AUTHORIZE COUNTIES TO APPROPRIATE FUNDS FOR CHILDREN EDUCATED OTHER THAN IN PUBLIC SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representative Tucker:

H.B. 336, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF RICHLANDS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representative Howard:

H.B. 337, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF STATESVILLE, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

March 2, 2009

By Representatives McElraft, Avila, Blackwood, Blust, Brubaker, Burr, Burris-Floyd, Current, Daughtry, Dockham, Dollar, Frye, Hilton, Howard, Hurley, Johnson, Justice, Justus, Killian, Langdon, Lewis, McComas, McCormick, McGee, Neumann, Randleman, Samuelson, Starnes, Steen, Stevens, Tillis, West, Wiley, and Womble:

H.B. 338, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTORS THAT WILL BE COMPENSATED BY FEDERAL ECONOMIC STIMULUS FUNDS TO USE THE FEDERAL E-VERIFY SYSTEM, EXCEPT AS OTHERWISE REQUIRED BY FEDERAL LAW OR WHERE NECESSARY IN ORDER TO ENSURE RECEIPT OF FUNDS, is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on Appropriations.

By Representatives McElraft, Hurley, Blackwood, and Blackwell (Primary Sponsors); Avila, Blust, Brubaker, Burr, Burris-Floyd, Current, Daughtry, Dockham, Dollar, E. Floyd, Frye, Hilton, Holloway, Howard, Johnson, Justice, Justus, Killian, Langdon, Lewis, McComas, McCormick, McGee, Neumann, Randleman, Samuelson, Setzer, Starnes, Steen, Stevens, Tillis, West, and Wiley:

H.B. 339, A BILL TO BE ENTITLED AN ACT TO CREATE A SEARCHABLE BUDGET DATABASE FOR STATE SPENDING, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Harrison, Haire, Fisher, and Howard (Primary Sponsors); M. Alexander, Bordsen, Brisson, Bryant, Cotham, Current, Glazier, Goforth, Gulley, Hall, Harrell, Holliman, Hughes, Insko, Jeffus, Jones, Luebke, Martin, Mobley, Parmon, Rapp, Underhill, R. Warren, Weiss, Whilden, Womble, and Wray:

H.B. 340, A BILL TO BE ENTITLED AN ACT TO PRESERVE THE APPALACHIAN MOUNTAINS BY PROHIBITING ELECTRIC PUBLIC UTILITIES THAT OPERATE COAL-FIRED GENERATING UNITS LOCATED IN NORTH CAROLINA FROM PURCHASING OR USING COAL THAT IS EXTRACTED USING MOUNTAINTOP REMOVAL COAL MINING, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Public Utilities and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives McLawhorn, E. Warren, Farmer-Butterfield, and Tolson (Primary Sponsors); and Bell:

March 2, 2009

H.B. 341, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR THE EAST CAROLINA UNIVERSITY HEALTH SCIENCES DIVISION TO USE TO TRAIN PROFESSIONALS WHO WORK WITH PRESCHOOL AND SCHOOL-AGE CHILDREN WHO HAVE COCHLEAR IMPLANTS AND TO PROVIDE ORAL CLASSES TO THOSE CHILDREN, is referred to the Committee on Appropriations.

By Representative Daughtry:

H.B. 342, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL MUNICIPALITIES TO PARTICIPATE IN URBAN AREA REVITALIZATION PROJECTS UNDER THE MUNICIPAL SERVICE DISTRICT ACT OF 1973, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Hill and Sutton (Primary Sponsors); and E. Floyd:

H.J.R. 343, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROSCOE JACOBS, SR., FORMER CHIEF OF THE WACCAMAW SIOUAN TRIBE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Neumann and Cleveland (Primary Sponsors); Blackwood, Current, Gulley, and Johnson:

H.B. 344, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT EMPLOYERS IN THIS STATE USE THE FEDERAL E-VERIFY PROGRAM OR A SIMILAR VERIFICATION OF WORK AUTHORIZATION PROGRAM; AND TO APPROPRIATE FUNDS TO ESTABLISH AND SUPPORT A POSITION TO ASSIST IN THE IMPLEMENTATION AND EXECUTION OF THIS ACT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Underhill, Cleveland, Glazier, and Martin (Primary Sponsors); M. Alexander, Blackwood, Blust, Braxton, Cole, Dickson, Dollar, Faison, Goforth, Gulley, Holloway, Hurley, Killian, Samuelson, Tarleton, Tillis, Wainwright, West, Wiley, and Wilkins:

H.B. 345, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUAL INCOME TAX TREATMENT OF GOVERNMENT RETIREES' BENEFITS, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

March 2, 2009

By Representatives Underhill, Tarleton, and McLawhorn (Primary Sponsors); Current, Dollar, Faison, Insko, Killian, and Lucas:

H.B. 346, A BILL TO BE ENTITLED AN ACT TO PROVIDE SPECIAL PARTIALLY DISABLED VETERAN PLATES TO AN APPLICANT FREE OF CHARGE AND TO ALLOW PARTIALLY DISABLED VETERANS TO PARK FOR FREE WHEN DISPLAYING THE PARTIALLY DISABLED VETERAN SPECIAL PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative Stiller:

H.B. 347, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF SOUTHPORT TO ENTER INTO AN ANNEXATION AGREEMENT, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Fisher, Glazier, Johnson, and Bell (Primary Sponsors); K. Alexander, M. Alexander, Bordsen, Brisson, Bryant, E. Floyd, Goforth, Goodwin, Harrison, Hughes, Insko, Jeffus, Lucas, Martin, Parmon, Rapp, Samuelson, Spear, R. Warren, Weiss, and Wilkins:

H.B. 348, A BILL TO BE ENTITLED AN ACT TO MODIFY THE EDUCATION REQUIREMENT FOR SERVICE ON A LOCAL BOARD OF EDUCATION, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representatives Harrison, Samuelson, Bryant, and Cotham (Primary Sponsors); K. Alexander, M. Alexander, Fisher, Glazier, Hall, Harrell, Holliman, Insko, Luebke, Mackey, Tarleton, Tolson, Weiss, Wiley, Wilkins, and Wray:

H.B. 349, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON THE AMOUNT PAYABLE BY THE STATE FOR GUARANTEED ENERGY SAVINGS CONTRACTS, TO REQUIRE QUALIFIED PROVIDERS TO CONTRIBUTE TO THE COSTS OF ADMINISTERING THE GUARANTEED ENERGY SAVINGS CONTRACTS PROGRAM, TO REQUIRE LIFE-CYCLE COST ANALYSES OF ENERGY CONSERVATION MEASURES DURING INVESTMENT GRADE AUDITS CONDUCTED BY QUALIFIED PROVIDERS, AND TO REQUIRE LOCAL GOVERNMENTAL UNITS THAT ENTER INTO GUARANTEED ENERGY SAVINGS CONTRACTS TO REPORT TO THE STATE ENERGY OFFICE, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Judiciary III.

March 2, 2009

By Representatives Allred and Blackwood:

H.B. 350, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE A RULE ADOPTED BY THE NORTH CAROLINA ENVIRONMENTAL MANAGEMENT COMMISSION AND APPROVED BY THE RULES REVIEW COMMISSION, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

By Representatives Allred, Blackwood, Current, Harrison, McGee, Setzer, Steen, and West:

H.B. 351, A BILL TO BE ENTITLED AN ACT TO ALLOW CHANGES OF PARTY AFFILIATION DURING ONE-STOP EARLY VOTING, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Allred and Randleman (Primary Sponsors); and Starnes:

H.B. 352, A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL CAPITAL CONSTRUCTION FORMULA IN THE STATE LOTTERY ACT TO PROVIDE FOR DISTRIBUTION OF ALL THE FUNDS BASED ON AVERAGE DAILY MEMBERSHIP, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Insko and Earle (Primary Sponsors); M. Alexander, Harrison, and Wainwright:

H.B. 353, A BILL TO BE ENTITLED AN ACT TO DIRECT LEGISLATIVE DRAFTING OFFICES AND STATE AGENCIES TO USE CERTAIN RESPECTFUL REFERENCE TO PEOPLE WITH DISABILITIES IN THE PREPARATION OF LEGISLATION AND RULES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Health.

By Representatives Insko, Howard, and Burris-Floyd (Primary Sponsors); M. Alexander, Bryant, Faison, Fisher, Glazier, Hall, Harrison, Lucas, Luebke, Tarleton, Wainwright, and Weiss:

H.B. 354, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SCHOOL-BASED/SCHOOL-LINKED ADOLESCENT HEALTH CARE CENTERS, is referred to the Committee on Appropriations.

March 2, 2009

By Representatives Insko, Tarleton, and Wainwright:

H.B. 355, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO THE STATE FIRE PROTECTION GRANT FUND TO PROVIDE ADDITIONAL COMPENSATION TO LOCAL FIRE DISTRICTS AND MUNICIPALITIES FOR PROVIDING LOCAL FIRE PROTECTION TO STATE-OWNED BUILDINGS, is referred to the Committee on Appropriations.

By Representatives Wilkins, Setzer, Underhill, and Barnhart (Primary Sponsors); M. Alexander, Blackwell, Blackwood, Brisson, Crawford, England, Faison, Fisher, Gibson, Haire, Insko, Johnson, McLawhorn, Owens, Pierce, Rapp, Sager, Spear, Stam, Steen, Stewart, Sutton, Tarleton, Tolson, Tucker, Wainwright, E. Warren, R. Warren, Wray, and Yongue:

H.B. 356, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DEDUCTION FOR VOLUNTEER FIREFIGHTERS AND RESCUE SQUAD WORKERS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 4, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE QUALIFICATIONS FOR APPOINTMENT AS AN EMERGENCY JUDGE OF THE SUPERIOR COURT OR THE DISTRICT COURT, is read the first time and referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

S.J.R. 90, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF SUSAN RABON AND BRYAN BEATTY TO THE UTILITIES COMMISSION, is read the first time and referred to the Committee on Public Utilities.

S.B. 136 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, is read the first time and referred to the Committee on Ethics and, if favorable, to the Committee on Judiciary I.

March 2, 2009

CALENDAR

Action is taken on the following:

On motion of Representative Harrison, **H.B. 64**, A BILL TO BE ENTITLED AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS, is withdrawn from the Calendar and placed on the Calendar of March 3.

H.B. 43, A BILL TO BE ENTITLED AN ACT MAKING IT UNLAWFUL FOR A SCHOOL BOARD MEMBER TO WILLFULLY FAIL TO DISCHARGE THE DUTIES OF THE OFFICE, passes its second reading, by electronic vote (96-1), and there being no objection is read a third time.

Representative Guice states that his voting equipment malfunctioned and he requests to change his vote from "no" to "aye". This request is granted. The adjusted vote total is (97-0).

The bill passes its third reading and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of March 2 are introduced to the membership. They are: Vernon Arrington of Edgecombe; Kevin Bell of Vance; Jeremy Blaylock of Wake; Sean Hartness of Vance; Van Johnson of Chowan; Benjamin Lee of Pender; Cameron Pierce of Burke; Blake Ware of Harnett; Brandon Whitmire of Wayne; Chelsey Wiggins of Nash; and Melissa Young of Caswell.

Serving as Honorary Page for the day is Christopher William Riley, grandson of Representative Daughtry.

On motion of Representative Owens, seconded by Representative McComas, the House adjourns at 7:27 p.m. to reconvene March 3 at 3:00 p.m.

TWENTIETH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 3, 2009

March 3, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Ruth Samuelson:

"Gracious God and Loving God:

"Our minds sometimes get so full of 'stuff' that we often forget to say, 'Thank You for being so good and kind to us.' Your mercy is limitless. Your grace abounds. And, Your love endures forever. Lord, with all that we must do and face, help us to keep the promise of Your abiding presence ever near us as we labor through the storms so that when our days here are accomplished, we might enter into the joy of Your eternal home...a home not made with human hands but born eternal in the heavens. Amen."

Book of Prayers - April 3, 2007
By James Harry, House Chaplain

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Moore for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 81, A BILL TO BE ENTITLED AN ACT TO AMEND THE NOTICE OF SPECIAL AND EMERGENCY MEETINGS UNDER THE OPEN MEETINGS ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 104 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND

March 3, 2009

TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 4.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 2, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Bordsen and Allred (Primary Sponsors); England, Johnson, and Rapp:

H.B. 357, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION BY DELETING FROM A 1981 LAW RELATING TO FILLING VACANCIES IN COUNTY BOARDS OF EDUCATION ELECTED ON A PARTISAN BASIS COUNTY BOARDS OF EDUCATION THAT IN FACT ARE NOT ELECTED ON A PARTISAN BASIS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Bordsen, Farmer-Butterfield, and Pierce (Primary Sponsors); M. Alexander, Goodwin, Hughes, Insko, Johnson, and Lucas:

H.B. 358, A BILL TO BE ENTITLED AN ACT TO CLARIFY APPOINTMENT TO CONSECUTIVE TERMS ON THE NORTH CAROLINA STUDY COMMISSION ON AGING AND THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, is referred to the Committee on Aging and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Williams, E. Warren, McLawhorn, and Tolson (Primary Sponsors); England, Spear, Womble, and Wray:

March 3, 2009

H.B. 359, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO REIMBURSE BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY FOR MEDICAL CARE PROVIDED TO INDIGENT PATIENTS, is referred to the Committee on Appropriations.

By Representatives Haire, Blue, Daughtry, and Stam (Primary Sponsors); Jackson and Lucas:

H.B. 360, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BAR TO BORROW FUNDS, SUBJECT TO THE APPROVAL OF THE GOVERNOR AND THE COUNCIL OF STATE, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Lewis, Crawford, Burris-Floyd, and Hill (Primary Sponsors); Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Braxton, Brisson, Brown, Brubaker, Burr, Cleveland, Cole, Current, Daughtry, Dockham, Dollar, England, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hilton, Holloway, Howard, Hurley, Johnson, Justice, Justus, Killian, Langdon, McComas, McCormick, McElraft, McGee, Mills, Mobley, Moore, Neumann, Parmon, Pierce, Randleman, Rhyne, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stiller, Tillis, West, Wiley, Williams, Wray, and Yongue:

H.B. 361, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROVIDE THAT MARRIAGE BETWEEN A MAN AND A WOMAN IS THE ONLY DOMESTIC LEGAL UNION THAT SHALL BE VALID OR RECOGNIZED IN THIS STATE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary I and, if favorable to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Appropriations.

By Representatives Harrison, Luebke, Glazier, and Insko (Primary Sponsors); M. Alexander, Fisher, Hall, Mackey, Weiss, and Womble:

H.B. 362, A BILL TO BE ENTITLED AN ACT TO PREVENT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA AND THE STATE BOARD OF COMMUNITY COLLEGES FROM SOLICITING INFORMATION REGARDING THE IMMIGRATION STATUS OF PROSPECTIVE STUDENTS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

March 3, 2009

By Representatives Owens, M. Alexander, Coates, Dockham, England, E. Floyd, Hughes, Hurley, and Neumann:

H.J.R. 363, A JOINT RESOLUTION INFORMING HER EXCELLENCY, GOVERNOR BEVERLY E. PERDUE, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

By Representatives Lucas and Bell (Primary Sponsors); and E. Floyd:

H.J.R. 364, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THREE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, is referred to the Committee on Education.

By Representatives Bell and Lucas (Primary Sponsors); and E. Floyd:

H.J.R. 365, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, is referred to the Committee on Education.

By Representatives Haire and E. Floyd:

H.B. 366, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE MILLENNIAL CAMPUS AT WESTERN CAROLINA UNIVERSITY AS THE SITE FOR ONE OF THE VETERANS AFFAIRS NURSING HOMES FUNDED IN 2006, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Haire and West (Primary Sponsors):

H.B. 367, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE MULTICAMPUS CENTER FUNDS FOR SOUTHWESTERN COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Haire, West, and Rapp (Primary Sponsors); and Hughes:

March 3, 2009

H.B. 368, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO DESIGNATE THAT PORTION OF U.S. HIGHWAY 441 BETWEEN CHEROKEE, NORTH CAROLINA, AND THE NORTH CAROLINA-TENNESSEE STATE LINE A SCENIC BYWAY, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Haire, Braxton, Harrell, and Langdon (Primary Sponsors); Current, England, and Starnes:

H.B. 369, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A CIVIL WAR SPECIAL PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Insko and Hughes:

H.B. 370, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A BASE SALARY FOR THE SECRETARY OF HEALTH AND HUMAN SERVICES, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 38 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONTINUALLY APPLY THE SPECIAL RULES FOLLOWING A FEDERAL DECENNIAL CENSUS TO MUNICIPAL REDISTRICTING THAT CENSUS, is read the first time and referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

S.B. 127 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Judiciary I.

ADDENDA TO COMMITTEE ASSIGNMENTS

March 3, 2009

The Speaker makes the following committee assignments:

March 3, 2009

HEALTH: Add Representatives Cotham and Howard.

MENTAL HEALTH REFORM: Add Representative Neumann.

TRANSPORTATION: Add Representatives Martin and Randleman.

CALENDAR

Action is taken on the following:

H.B. 64, A BILL TO BE ENTITLED AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 192 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH PROCEDURAL REQUIREMENTS FOR CHILD WITNESS TESTIMONY IN CRIMINAL CASES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 363, A JOINT RESOLUTION INFORMING HER EXCELLENCY, GOVERNOR BEVERLY E. PERDUE, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 198, AN ACT TO MODIFY THE RESTRICTIONS ON SERVICE ON THE STATE BOARD OF EDUCATION.

March 3, 2009

On motion of Representative Owens, seconded by Representative Coates, the House adjourns at 3:25 p.m. to reconvene March 4 at 3:30 p.m.

TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 4, 2009

The House meets at 3:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Morris, Senate Chaplain; First Baptist Church, Raleigh, North Carolina:

"Dear Lord:

"First we pray for Chaplain Jim Harry. We pray that You would be attentive to his illness and offer him healing. We are also grateful for the performance we just heard over in the Senate Chamber by the Healing Force. It was a belated celebration of Black History Month. I was impressed. Members of the House there, including the Speaker, swayed with enthusiasm and sang along to the music of African heritage. I was so impressed that I might suggest, Mr. Speaker, that you perform an encore a capella performance for the Members who weren't there - you could be the judge of that request; but more than anything I thank You for the brotherhood and sisterhood that we feel and understand by listening to such a performance, Great Creator God.

"Now be with the work of the House this afternoon, for it's in Your holy name that we pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

March 4, 2009

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**
20301 Mail Service Center • Raleigh, NC 27699-0301

Beverly E. Perdue
Governor

March 3, 2009

Ms. Denise Weeks
Principal Clerk
North Carolina House of Representatives
Legislative Building
Raleigh, NC 27603-5925

Dear Ms. Weeks:

This is an amendment to the letter dated January 27, 2009, to comply with Sections 1 and 2 of Executive Order Number 107, dated February 20, 1997, in the Hunt Administration.

I hereby add the following designated employee of the Governor's Office as an additional official to whom delivery of bills can be made under the provision of Section 2.

1. James Harrison Gilbert

Thank you for your attention to this matter.

Sincerely,
S/ Beverly E. Perdue

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 198, AN ACT TO MODIFY THE RESTRICTIONS ON SERVICE ON THE STATE BOARD OF EDUCATION. (S.L. 2009-2)

March 4, 2009

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 120, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Carney, Chair, for the Committee on Transportation:

H.B. 69, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

H.B. 5, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 94, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS AN UNPAID VOLUNTEER IN A LOCAL SCHOOL ADMINISTRATIVE

March 4, 2009

UNIT IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 65, A BILL TO BE ENTITLED AN ACT TO REENACT THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 187, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES TO ENCOURAGE LOCAL BUSINESSES TO ADOPT PERSONNEL POLICIES TO PERMIT PARENTS TO ATTEND STUDENT CONFERENCES, IMPLEMENT PROGRAMS THAT ASSIST STUDENTS IN MAKING A SUCCESSFUL TRANSITION BETWEEN THE MIDDLE SCHOOL AND HIGH SCHOOL YEARS, INCREASE PARENTAL INVOLVEMENT IN STUDENT ACHIEVEMENT, REDUCE SUSPENSION AND EXPULSION RATES AND ENCOURAGE ACADEMIC PROGRESS DURING SUSPENSIONS, AND PROVIDE ASSISTANCE AND SUPPORT TO ENCOURAGE PREGNANT AND PARENTING STUDENTS TO GRADUATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

March 4, 2009

H.B. 8 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO PROVIDE CELL PHONES TO INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 201, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DIVISION OF LAW ENFORCEMENT SUPPORT SERVICES IS A DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, TO ASSIGN DUTIES TO THE DIVISION, AND TO MAKE CORRESPONDING CHANGES TO CHAPTERS 20 AND 105 OF THE GENERAL STATUTES TO ALLOW LAW ENFORCEMENT SUPPORT SERVICES TO TRANSFER MOTOR VEHICLES TO LAW ENFORCEMENT AGENCIES WITHOUT HAVING TO BECOME A MOTOR VEHICLE DEALER OR PAY HIGHWAY USE TAXES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO REVIEW THE ACTIVITIES OF OCCUPATIONAL LICENSING BOARDS, TO REQUIRE THAT CERTAIN LICENSING BOARDS BE AUDITED ANNUALLY, TO SPECIFY A DATE FOR FILING OF REPORTS, TO ESTABLISH SANCTIONS FOR FAILURE TO FILE REPORTS, AND TO REQUIRE THAT BOARD MEMBERS RECEIVE TRAINING, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Braxton, Chair, for the Committee on Local Government II:

March 4, 2009

H.B. 193, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL CITIES AND COUNTIES TO GIVE ELECTRONIC NOTICE OF PUBLIC HEARINGS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 234, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF TROUTMAN TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Transportation.

The serial referral to the Committee on Transportation is stricken, and the bill is re-referred to the Committee on Finance.

H.B. 246, A BILL TO BE ENTITLED AN ACT PROVIDING THAT ANSON COUNTY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 260, A BILL TO BE ENTITLED AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF AHOSKIE FROM TWO YEARS TO FOUR YEARS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 79 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PUBLIC SCHOOL FUNDING FORMULAS TO EXTEND ITS REVIEW OF PUBLIC SCHOOL FUNDING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 5.

H.J.R. 114, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROGER BONE, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 5.

March 4, 2009

H.J.R. 277, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF FUQUAY-VARINA WHILE RECOGNIZING THE TOWN'S CENTENNIAL ANNIVERSARY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 5.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 138, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE STATE ADULT DAY CARE FUND AND TO THE HOME AND COMMUNITY CARE BLOCK GRANT TO PROVIDE A RATE INCREASE FOR ADULT DAY SERVICES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 139, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF PUBLIC HEALTH, DEPARTMENT OF HEALTH AND HUMAN SERVICES, FOR THE PURCHASE OF ADDITIONAL MOBILE DENTAL UNITS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 141, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR CERTIFIED SENIOR CENTERS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 142, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR THE HOME AND COMMUNITY CARE BLOCK GRANT, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

March 4, 2009

The bill is re-referred to the Committee on Appropriations.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 5, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CORPORATION THAT IS A MANUFACTURER, WHOLESALE DEALER, OR RETAIL DEALER OF CROSSBOWS MAY OBTAIN A CONTINUING PERMIT FOR THE PURCHASE OR RECEIPT OF CROSSBOWS UPON APPLICATION TO THE SHERIFF OF THE COUNTY IN WHICH THE CORPORATION IS LOCATED, AND TO PROVIDE THAT THE RECORD-KEEPING REQUIREMENT FOR SALES OF CROSSBOWS DOES NOT APPLY TO A MANUFACTURER OF CROSSBOWS AND DOES NOT APPLY TO A WHOLESALE DEALER OF CROSSBOWS WHEN THE SALES ARE TO OTHER WHOLESALE DEALERS OR RETAIL DEALERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Holliman, M. Alexander, Crawford, Dockham, Faison, Glazier, Hughes, Insko, McLawhorn, Wainwright, E. Warren, and Wray:

H.B. 371, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA BIOTECHNOLOGY CENTER TO SUPPORT THE CENTER'S ECONOMIC DEVELOPMENT AND STATEWIDE OPERATIONS FOR JOB CREATION, TO EXPAND NORTH CAROLINA'S RESEARCH CAPACITY TO FOSTER NEW INTELLECTUAL PROPERTY AND JOB CREATION, AND TO SUPPORT THE CENTER'S NATIONAL AND INTERNATIONAL COMPETITIVE MARKETING OF NORTH CAROLINA TO NEW AND EXPANDING BIOTECHNOLOGY COMPANIES, is referred to the Committee on Appropriations.

By Representatives Holliman, Harrison, Luebke, and Samuelson (Primary Sponsors); M. Alexander, Bryant, Cotham, Dockham, Faison, Farmer-Butterfield, Fisher, Glazier, Hughes, Insko, Lucas, McGee, Tarleton, Wainwright, Weiss, and Wray:

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H.B. 372, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE RENEWABLE ENERGY TAX CREDIT TO MATCH THE FEDERAL TAX CREDIT, TO ENCOURAGE INSTALLATION OF COMBINED HEAT AND POWER PROPERTY AND GEOTHERMAL HEAT PUMPS, AND TO ALLOW ENERGY TAX CREDITS TO BE TAKEN AGAINST THE GROSS PREMIUM TAX, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Martin, Glazier, and Farmer-Butterfield (Primary Sponsors); M. Alexander, Bryant, Dockham, Earle, England, Fisher, E. Floyd, Harrison, Hughes, Insko, Lucas, Luebke, Pierce, Rapp, Wainwright, Weiss, Womble, and Wray:

H.B. 373, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE CHILDHOOD INFLUENZA VACCINATIONS UNDER THE STATE'S UNIVERSAL CHILDHOOD VACCINE DISTRIBUTION PROGRAM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Appropriations.

By Representatives Martin, Glazier, and Farmer-Butterfield (Primary Sponsors); M. Alexander, England, E. Floyd, Harrison, Hughes, Insko, Lucas, and Pierce:

H.B. 374, A BILL TO BE ENTITLED AN ACT TO ADD PUBLIC HEALTH PREPAREDNESS AND QUALITY IMPROVEMENT TO THE LIST OF ESSENTIAL PUBLIC HEALTH SERVICES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Health and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representatives Martin and Glazier (Primary Sponsors); M. Alexander, England, E. Floyd, Hughes, Insko, Pierce, and Wray:

H.B. 375, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE MEDICAL EXAMINER SYSTEM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Appropriations.

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By Representatives Martin and Wainwright (Primary Sponsors); M. Alexander, Faison, E. Floyd, Glazier, Hughes, Insko, Pierce, Rapp, and Wray:

H.B. 376, A BILL TO BE ENTITLED AN ACT TO FUND A SEVENTH STATE HAZARDOUS MATERIALS TEAM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Martin and Wainwright (Primary Sponsors); M. Alexander, England, Faison, E. Floyd, Glazier, Harrison, Hughes, Insko, Lucas, Pierce, Rapp, and Wray:

H.B. 377, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY EMERGENCY MANAGEMENT CERTIFICATION PROGRAM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Martin and Wainwright (Primary Sponsors); England, E. Floyd, Glazier, Harrison, Hughes, Insko, Lucas, Pierce, Rapp, Spear, Steen, Tarleton, Womble, and Wray:

H.B. 378, A BILL TO BE ENTITLED AN ACT TO STATUTORILY ESTABLISH THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Martin and Wainwright (Primary Sponsors); M. Alexander, Crawford, England, E. Floyd, Glazier, Harrison, Hughes, Insko, Lucas, McGee, Pierce, Rapp, Steen, and Wray:

H.B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW MUTUAL AID AGREEMENTS BETWEEN THE STATE AND POLITICAL SUBDIVISIONS OF THE STATE, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND

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DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Martin and Wainwright (Primary Sponsors); M. Alexander, Bryant, England, E. Floyd, Glazier, Harrison, Hughes, Insko, Lucas, McGee, Pierce, Rapp, Spear, Womble, and Wray:

H.B. 380, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN LOCAL EMERGENCY MANAGEMENT CAPABILITIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representatives Martin and Wainwright (Primary Sponsors); M. Alexander, England, E. Floyd, Glazier, Harrison, Hughes, Insko, Lucas, Pierce, Rapp, Spear, and Wray:

H.B. 381, A BILL TO BE ENTITLED AN ACT TO EXPAND THE POWERS OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representatives Martin, Wainwright, and Farmer-Butterfield (Primary Sponsors); M. Alexander, Coates, England, Faison, E. Floyd, Glazier, Harrison, Hughes, Insko, Lucas, McGee, Pierce, Rapp, and Wray:

H.B. 382, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY MODEL REGISTRY FOR USE BY COUNTIES AND MUNICIPALITIES IN IDENTIFYING FUNCTIONALLY AND MEDICALLY FRAGILE PERSONS IN NEED OF ASSISTANCE DURING A DISASTER; AND TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO OPERATE SIMILAR REGISTRIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

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By Representative Guice:

H.J.R. 383, A JOINT RESOLUTION HONORING THE FOUNDER OF THE HOUSE OF FLAGS MUSEUM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Stam:

H.B. 384, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF FUQUAY-VARINA TO USE THE PROCEDURE AND AUTHORITY OF CHAPTER 136 OF THE GENERAL STATUTES IN CONDEMNATION PROCEEDINGS CONCERNING PUBLIC STREETS AND ROADS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representative West:

H.B. 385, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GRAHAM COUNTY BOARD OF EDUCATION, DOING BUSINESS AS GRAHAM COUNTY PUBLIC SCHOOLS, TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE STECOAH VALLEY CENTER DURING PERIODIC FIELD TRIPS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

By Representatives Yongue, Johnson, Jeffus, and Tolson (Primary Sponsors); K. Alexander, M. Alexander, Avila, Bell, Blackwell, Blackwood, Bordsen, Brisson, Brown, Brubaker, Bryant, Burr, Carney, Cleveland, Coates, Current, Dockham, Dollar, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gillespie, Glazier, Grady, Guice, Gulley, Haire, Harrell, Harrison, Hill, Hilton, Howard, Hurley, Jackson, Justice, Justus, Killian, Langdon, Lucas, McComas, McGee, McLawhorn, Moore, Pierce, Randleman, Rapp, Ross, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Sutton, Tarleton, Tucker, Wainwright, E. Warren, R. Warren, West, and Wilkins:

H.B. 386, A BILL TO BE ENTITLED AN ACT TO REENACT THE SALES AND USE TAX REFUND FOR LOCAL SCHOOL ADMINISTRATIVE UNITS SO AS TO OPTIMIZE SCHOOL CONSTRUCTION FUNDING, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Education and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

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By Representatives Yongue, Johnson, Lucas, and McLawhorn (Primary Sponsors); K. Alexander, M. Alexander, Bell, Bordsen, Brisson, Brown, Brubaker, Bryant, Carney, Cleveland, Coates, Cotham, Crawford, Faison, Farmer-Butterfield, Fisher, E. Floyd, Haire, Harrell, Hill, Howard, Hughes, Hurley, Insko, Jeffus, Langdon, Mackey, McComas, Moore, Pierce, Rapp, Setzer, Spear, Sutton, Tarleton, Tolson, Wainwright, E. Warren, R. Warren, Wilkins, Womble, and Wray:

H.B. 387, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENSURE THAT CHILD NUTRITION PROGRAMS OPERATING IN THE PUBLIC SCHOOLS HAVE ADEQUATE FUNDS TO IMPLEMENT NUTRITION STANDARDS ADOPTED BY THE STATE BOARD OF EDUCATION FOR ELEMENTARY SCHOOLS, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Appropriations.

By Representatives Earle, Parmon, Lucas, and Carney (Primary Sponsors); K. Alexander, M. Alexander, Bell, Bordsen, Bryant, Cotham, Farmer-Butterfield, Fisher, E. Floyd, Glazier, Harrison, Hughes, Insko, Mackey, Ross, Tarleton, and Wainwright:

H.B. 388, A BILL TO BE ENTITLED AN ACT TO REMOVE THE THREE-THOUSAND-DOLLAR-OR-LESS EXEMPTION FOR CAMPAIGN REPORTING, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Earle, Lucas, and Farmer-Butterfield (Primary Sponsors); K. Alexander, M. Alexander, Bell, Bordsen, Cotham, Crawford, Faison, Fisher, E. Floyd, Glazier, Harrison, Hughes, Insko, Johnson, Love, Luebke, Mackey, McLawhorn, Pierce, Ross, Tarleton, Wainwright, E. Warren, Weiss, Womble, and Wray:

H.B. 389, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA FOOD BANKS, is referred to the Committee on Appropriations.

By Representatives Earle and Insko (Primary Sponsors); K. Alexander, M. Alexander, Bell, Bordsen, Cotham, Glazier, Harrison, Hughes, Lucas, Mackey, Parmon, Pierce, Ross, and Wainwright:

H.B. 390, A BILL TO BE ENTITLED AN ACT TO PROTECT THE HEALTH OF EMPLOYEES OF POULTRY PROCESSING PLANTS BY AUTHORIZING THE STATE HEALTH DIRECTOR TO INSPECT THE PLANTS, is referred to the Committee on Health and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

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By Representatives Daughtry and Langdon (Primary Sponsors); Brown, Hughes, Lucas, and McGee:

H.B. 391, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO OFFER NONCREDIT COURSES IN SAFE DRIVING TO HIGH SCHOOL STUDENTS DURING THE SCHOOL YEAR, is referred to the Committee on Education and, if favorable, to the Committee on Transportation.

By Representatives Allred and Owens (Primary Sponsors); Blackwood, Brown, Crawford, Faison, Frye, Hughes, Lucas, McGee, Spear, Starnes, and Wray:

H.B. 392, A BILL TO BE ENTITLED AN ACT TO PERMIT PLUMBING CONTRACTORS TO ENGAGE IN INSTALLATION OF WELL PUMPS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Water Resources and Infrastructure.

By Representatives Allred and Owens (Primary Sponsors); Earle, Hughes, and Starnes:

H.B. 393, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RULE-MAKING PROCESS TO MAKE ALL RULES APPROVED BY THE RULES REVIEW COMMISSION SUBJECT TO LEGISLATIVE REVIEW, is referred to the Committee on Environment and Natural Resources and, if favorable to the Committee on Judiciary I and, if favorable, to the Committee on State Government/State Personnel.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Spear, Chair, for the Committee on Marine Resources and Aquaculture:

H.B. 108, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MARINE FISHERIES COMMISSION TO STUDY ISSUES AND ADOPT RULES RELATED TO THE SUSPENSION, REVOCATION, AND REISSUANCE OF LICENSES AND TO STRENGTHEN ENFORCEMENT OF CERTAIN LAWS RELATED TO MARINE RESOURCES, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, with a favorable report as to the

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committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

H.B. 104 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Owens, seconded by Representative Pierce, the House adjourns at 4:04 p.m. to reconvene March 5 at 1:00 p.m.

TWENTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Thursday, March 5, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Holy God:

"To You all hearts are known and from You no secrets are hidden. You know our innermost thoughts before we do. Thus, it is meet and right that we confess that we are not always pure and perfect of heart. But just

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speak the word and forgive our shortcomings. Cleanse the thoughts of our hearts and minds so that in our daily journey we might see the good instead of the bad, the clearer rather than the murkier, the purer over that which may be displeasing in Your sight. Grant us Thy mercy, O Lord, we pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brown, Folwell, Luebke, McComas, Sutton, and Underhill for today.

ENROLLED BILLS

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 32, AN ACT AUTHORIZING THE CITY OF CLINTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE.

H.B. 64, AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 363, A JOINT RESOLUTION INFORMING HER EXCELLENCY, GOVERNOR BEVERLY E. PERDUE, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES. (RESOLUTION 2009-3)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

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H.B. 96, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OR TO NONPROFIT ORGANIZATIONS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Local Government II.

The committee substitute bill is re-referred to the Committee on Local Government II. The original bill is placed on the Unfavorable Calendar.

By Representative Love, Chair, for the Education Subcommittee on Community Colleges, with approval of standing committee Chairs for reports to be made directly to the floor of the House:

H.B. 198, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR DIFFERENTIATED FUNDING OF COMMUNITY COLLEGE ALLIED HEALTH PROGRAMS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 199, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARIES OF FULL-TIME COMMUNITY COLLEGE FACULTY AND PROFESSIONAL STAFF, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 228, A BILL TO BE ENTITLED AN ACT TO CREATE A SALES AND USE TAX REFUND FOR COMMUNITY COLLEGES, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 15, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS FOR THE CREATION OF ADDITIONAL FAMILY ASSISTANCE

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CENTERS TO BENEFIT MILITARY PERSONNEL AND THEIR FAMILIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 98, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEMBER OF THE RESERVE COMPONENTS OF THE ARMED FORCES TO RENEW A DRIVERS LICENSE UPON RECEIPT OF DEPLOYMENT ORDERS AND TO ALLOW A THIRTY-DAY GRACE PERIOD FOR AN EXPIRED LICENSE UPON RELEASE FROM ACTIVE DUTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Transportation.

The committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

By Representative Spear, Chair, for the Committee on Marine Resources and Aquaculture:

H.B. 106, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE OYSTER AND HARD CLAM FISHERY MANAGEMENT PLAN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Carney, Chair, for the Committee on Transportation:

H.B. 237, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE TRANSPORTATION FUNDING DISTRIBUTION FORMULA STUDY COMMISSION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Ross and Weiss (Primary Sponsors); E. Floyd and Hughes:

H.B. 394, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH TO INCREASE ITS MOTOR VEHICLE PRIVILEGE LICENSE TAX, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Stevens and McCormick (Primary Sponsors); and E. Floyd:

H.B. 395, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL TAXING DISTRICT MADE UP OF THE UNINCORPORATED AREAS OF SURRY COUNTY AND TO AUTHORIZE THE SPECIAL TAXING DISTRICT IN SURRY COUNTY TO LEVY A SIX PERCENT ROOM OCCUPANCY TAX, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Hilton, Setzer, R. Warren, and Steen (Primary Sponsors); Barnhart, Blackwood, Blust, Burris-Floyd, Cleveland, Coates, Current, Dockham, Frye, Gillespie, Grady, Howard, Hurley, Johnson, McGee, Spear, Starnes, and Wiley:

H.B. 396, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME ELIGIBILITY LIMIT FOR THE HOMESTEAD EXCLUSION TO THIRTY-FIVE THOUSAND DOLLARS, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Finance.

By Representatives Hilton, Blackwood, Cleveland, Frye, Gillespie, McGee, and Starnes:

H.B. 397, A BILL TO BE ENTITLED AN ACT TO PROVIDE EFFECTIVE CONSCIENCE PROTECTION IN THE INSURANCE LAW PERTAINING TO COVERAGE FOR PRESCRIPTION CONTRACEPTIVE DRUGS OR DEVICES AND FOR OUTPATIENT CONTRACEPTIVE SERVICES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Insurance and, if favorable, to the Committee on Health and, if favorable, to the Committee on Appropriations.

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By Representatives Blust, Current, and E. Floyd:

H.R. 398, A HOUSE RESOLUTION ADOPTING THE RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2009 SESSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Current, and E. Floyd:

H.B. 399, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SPECIAL ELECTIONS WHEN VACANCIES IN THE UNITED STATES SENATE OCCUR, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Appropriations.

By Representatives Crawford and Harrell (Primary Sponsors); Bell, Bryant, Hughes, Jones, Love, Lucas, Luebke, McLawhorn, Mobley, Pierce, Spear, Tarleton, Tolson, Tucker, Wainwright, E. Warren, R. Warren, Wilkins, and Wray:

H.B. 400, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE BIOFUELS CENTER OF NORTH CAROLINA TO CONTINUE THE IMPLEMENTATION OF THE NORTH CAROLINA STRATEGIC PLAN FOR BIOFUELS LEADERSHIP, is referred to the Committee on Appropriations.

By Representatives Tarleton and E. Floyd:

H.B. 401, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF BOONE TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representative M. Alexander:

H.B. 402, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF AN ELECTED OFFICIAL RECOMMENDATION FOR NOTARY PUBLIC APPLICANTS IN COUNTIES WITH MORE THAN FOURTEEN THOUSAND NOTARIES PUBLIC, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

By Representatives Sager, Bell, Braxton, and E. Floyd:

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H.B. 403, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FREMONT, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Hilton, Burris-Floyd, and Neumann (Primary Sponsors); Blackwell, Current, Frye, Gillespie, Holloway, Hurley, Johnson, McGee, Steen, and Wiley:

H.B. 404, A BILL TO BE ENTITLED AN ACT TO WAIVE THE FEE FOR A MARRIAGE LICENSE FOR INDIVIDUALS WHO RECEIVE PREMARITAL COUNSELING AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Justus and Guice (Primary Sponsors); and Johnson:

H.B. 405, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY FIRING RANGE CONSTRUCTED ON THE GROUNDS OF THE LARRY T. JUSTUS WESTERN JUSTICE ACADEMY SHALL BE AN INDOOR FACILITY, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Justus and Guice (Primary Sponsors); and Johnson:

H.B. 406, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF JUSTICE AND THE WILDLIFE RESOURCES COMMISSION TO JOINTLY DEVELOP A PLAN FOR CONSTRUCTION OF A FIRING RANGE FOR USE BY CRIMINAL JUSTICE OFFICERS ATTENDING THE WESTERN JUSTICE ACADEMY, LAW ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION, AND OTHERS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Wildlife Resources and, if favorable, to the Committee on Appropriations.

By Representatives Sutton, Bell, E. Floyd, Glazier, Hughes, Jones, Pierce, and Tarleton:

H.B. 407, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AN AMERICAN INDIAN ARTS PROGRAM IN NORTH CAROLINA BY IMPLEMENTING A COLLABORATION

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BETWEEN THE INSTITUTE OF AMERICAN INDIAN ARTS AND ROBESON COMMUNITY COLLEGE, is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Sutton, Bell, E. Floyd, Glazier, Hughes, Jones, Pierce, Tarleton, and Wray:

H.B. 408, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE WORK OF THE NORTH CAROLINA INDIAN ECONOMIC DEVELOPMENT INITIATIVE, INC., is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on Appropriations.

By Representative Sutton:

H.B. 409, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL STATE AGENCIES PRODUCING ARCHAEOLOGICAL RESEARCH TO PROVIDE ANNUAL REPORTS TO THE COMMISSION OF INDIAN AFFAIRS, is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Sutton, Bell, Hughes, Jones, and Pierce:

H.B. 410, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AN ASSISTANT DIRECTOR POSITION FOR THE COMMISSION OF INDIAN AFFAIRS, is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Sutton and Hughes:

H.B. 411, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DESIGNATION OF INTERIM MEMBERS TO SERVE ON THE COMMISSION OF INDIAN AFFAIRS IN THE EVENT THAT A TRIBE OR GROUP IS TEMPORARILY UNABLE TO FILL A VACANCY ON THE COMMISSION, is referred to the Committee on Federal Relations and Indian Affairs.

By Representatives Sutton and Hughes:

H.B. 412, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TWO ADDITIONAL MEMBERS OF THE ADVISORY COUNCIL ON

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INDIAN EDUCATION, is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Rhyne, Blackwood, Blust, Burr, Current, and Stewart:

H.B. 413, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO LIMIT MEMBERS OF THE GENERAL ASSEMBLY TO FOUR CONSECUTIVE TERMS IN A HOUSE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

By Representatives Rhyne, Blust, and Samuelson:

H.B. 414, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROVIDE FOR NOMINATION OF JUSTICES OF THE SUPREME COURT AND JUDGES OF THE COURT OF APPEALS, GUBERNATORIAL APPOINTMENT, AND RETENTION BY VOTE OF THE PEOPLE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

By Representatives Rapp, England, and Goforth (Primary Sponsors); Barnhart, Justus, and Lucas:

H.B. 415, A BILL TO BE ENTITLED AN ACT TO ALLOW JURIES TO CONSIDER EVIDENCE OF CERTAIN COLLATERAL SOURCE PAYMENTS IN MEDICAL MALPRACTICE ACTIONS, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Martin and Wainwright (Primary Sponsors); England, E. Floyd, Goforth, Harrison, Hughes, Lucas, Pierce, and Rapp:

H.B. 416, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES AND CITIES HAVE THE AUTHORITY TO ORDER EVACUATIONS IN CERTAIN SITUATIONS, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Judiciary I.

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By Representatives Killian, Daughtry, Cole, and Sutton (Primary Sponsors); Cleveland, Coates, Dockham, Dollar, Harrell, Hilton, Hughes, Hurley, McGee, Rapp, Steen, Whilden, and Wilkins:

H.B. 417, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LIMITED PROVISIONAL LICENSES, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Transportation.

By Representatives Killian, Daughtry, Cole, and Sutton (Primary Sponsors); Cleveland, Coates, Harrell, Hughes, Steen, and Wilkins:

H.B. 418, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO DRIVERS LICENSE RENEWAL PERIODS, is referred to the Committee on Aging and, if favorable, to the Committee on Transportation.

By Representatives Rapp, McLawhorn, Glazier, and Tolson (Primary Sponsors); Bryant, Coates, Faison, Farmer-Butterfield, E. Floyd, Frye, Howard, Johnson, Jones, Lucas, Pierce, Tarleton, E. Warren, and Weiss:

H.B. 419, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CUSTOMIZED TRAINING PROGRAMS IN THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Appropriations.

By Representatives Rapp, McLawhorn, Glazier, and Tolson (Primary Sponsors); Blackwood, Bryant, Coates, Dockham, Faison, Farmer-Butterfield, E. Floyd, Frye, Howard, Hurley, Jones, Langdon, Pierce, Tarleton, E. Warren, Weiss, and Wray:

H.B. 420, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY COLLEGE EQUIPMENT, is referred to the Committee on Appropriations.

By Representatives K. Alexander, Adams, Blue, Bryant, Cotham, Faison, E. Floyd, Hall, Hughes, Jones, Mackey, Pierce, and Womble:

H.B. 421, A BILL TO BE ENTITLED AN ACT TO REQUIRE DISTRICT ATTORNEYS TO RELEASE INVESTIGATION RESULTS TO LOCAL LAW ENFORCEMENT INTERNAL AFFAIRS OR ITS EQUIVALENT, THE DECEDENT'S NEXT OF KIN, AND THE PRESS, AND TO EXPAND THE LIST OF TACTICAL WEAPONS THAT, WHEN USED BY A LAW ENFORCEMENT OFFICER WITH SUFFICIENT FORCE, CAUSE DEATH, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

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By Representatives Steen and Coates (Primary Sponsors); and Johnson:

H.B. 422, A BILL TO BE ENTITLED AN ACT TO VOLUNTARILY ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Allred, McComas, and Stiller (Primary Sponsors); Barnhart, Blackwood, Blust, Coates, Dockham, Frye, Grady, Hilton, Howard, Johnson, Lewis, Mackey, McElraft, McGee, Moore, Rapp, Rhyne, Setzer, Starnes, Steen, Tarleton, Tillis, and West:

H.B. 423, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME LIMIT OF THE HOMESTEAD EXCLUSION TO THIRTY THOUSAND DOLLARS FOR NORTH CAROLINA RESIDENTS WHO ARE SIXTY-FIVE YEARS OF AGE OR WHO ARE TOTALLY AND PERMANENTLY DISABLED, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Finance.

By Representatives Allred and Pierce (Primary Sponsors):

H.B. 424, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO CERTIFY PERSONS TO ORDER, POSSESS, AND ADMINISTER DRUGS FOR ANIMAL EUTHANASIA AND TO AUTHORIZE ANIMAL SHELTERS THAT CONTRACT WITH THESE PERSONS TO APPLY FOR REGISTRATION UNDER THE FEDERAL CONTROLLED SUBSTANCES ACT, is referred to the Committee on Agriculture and, if favorable, to the Committee on Health and, if favorable, to the Committee on Judiciary II.

By Representatives Carney, Adams, Tolson, and Grady (Primary Sponsors); Barnhart, Bell, Bryant, Faison, Farmer-Butterfield, Howard, Hughes, Jones, Lucas, Martin, McElraft, McLawhorn, Moore, Pierce, Stewart, E. Warren, Weiss, Womble, and Wray:

H.B. 425, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FEDERAL FUNDS UNDER THE TANF BLOCK GRANT FOR BOYS AND GIRLS CLUBS, is referred to the Committee on Appropriations.

By Representatives Spear, Wainwright, Owens, and McElraft (Primary Sponsors); Cleveland, Grady, Hughes, Justice, McComas, Mobley, Underhill, and Williams:

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H.B. 426, A BILL TO BE ENTITLED AN ACT TO IMPOSE A TEMPORARY STAY ON INCREASED SURCHARGES AND DEDUCTIBLES UNDER THE BEACH PLAN AND THE FAIR PLAN AND TO TEMPORARILY STAY PROPERTY INSURANCE RATE INCREASES FOR HOMEOWNERS POLICIES ACROSS THE STATE, is referred to the Committee on Insurance and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Moore, Cleveland, Brown, and Current (Primary Sponsors); Blackwood and Samuelson:

H.B. 427, A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES TO PROVIDE FUNDS TO CHARTER SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives England, Glazier, Rapp, and Goforth (Primary Sponsors); Harrison, Justus, and Lucas:

H.B. 428, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BIFURCATION OF ISSUES OF LIABILITY AND DAMAGES IN CERTAIN MEDICAL MALPRACTICE ACTIONS, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Tucker, Farmer-Butterfield, and Hughes:

H.B. 429, A BILL TO BE ENTITLED AN ACT TO ADDRESS COST-OF-LIVING ADJUSTMENTS FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 207, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN THE CASE OF DUPLIN COUNTY, IF THE BOARD CONSISTS OF AN EVEN NUMBER OF MEMBERS, THE CHAIR OF A BOARD OF EDUCATION OR COUNTY BOARD OF COMMISSIONERS MAY VOTE ONLY IN THE CASE OF A TIE, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary III.

March 5, 2009

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S.J.R. 146, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROGER BONE, FORMER MEMBER OF THE GENERAL ASSEMBLY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

S.J.R. 435, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF FUQUAY-VARINA WHILE RECOGNIZING THE TOWN'S CENTENNIAL ANNIVERSARY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

H.J.R. 277, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF FUQUAY-VARINA WHILE RECOGNIZING THE TOWN'S CENTENNIAL ANNIVERSARY.

On motion of Representative Stam, the bill is withdrawn from today's Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.B. 79 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PUBLIC SCHOOL FUNDING FORMULAS TO EXTEND ITS REVIEW OF PUBLIC SCHOOL FUNDING, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Wainwright, **H.J.R. 114**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROGER BONE, FORMER MEMBER OF THE GENERAL ASSEMBLY, is withdrawn from today's Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

March 5, 2009

S.J.R. 435, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF FUQUAY-VARINA WHILE RECOGNIZING THE TOWN'S CENTENNIAL ANNIVERSARY, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

S.J.R. 146, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROGER BONE, FORMER MEMBER OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

ESCORT COMMITTEE ANNOUNCED

The Speaker appoints the following members as an Escort Committee for the Governor, pursuant to **H.J.R. 363**, A JOINT RESOLUTION INFORMING HER EXCELLENCY, GOVERNOR BEVERLY E. PERDUE, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES: Representatives Wainwright, Holliman, Owens, Ross, Goforth, Farmer-Butterfield, Hall, Bell, Stam, Tillis, Blue, and Brubaker.

The Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2009 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
March 5, 2009

Mr. Speaker:

Pursuant to **H.J.R. 363**, A JOINT RESOLUTION INFORMING HER EXCELLENCY, GOVERNOR BEVERLY E. PERDUE, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF

March 5, 2009

REPRESENTATIVES, the President *Pro Tempore* appoints the following Senators as a committee on the part of the Senate to escort The Honorable Beverly E. Perdue to the Joint Session in the Hall of the House of Representatives Monday, March 9, 2009 at 7:00 PM:

Senator Soles, Chair
Senator Rand
Senator Dorsett
Senator Dannelly
Senator Malone
Senator Forrester
Senator Berger of Rockingham
Senator Allran

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

MOMENT OF SILENCE REQUESTED

Representative Insko requests that a moment of silence be observed in memory of Eve Carson, former Student Body President of The University of North Carolina at Chapel Hill.

-----Moment of Silence-----

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 435, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF FUQUAY-VARINA WHILE RECOGNIZING THE TOWN'S CENTENNIAL ANNIVERSARY. (RESOLUTION 2009-4)

On motion of Representative Owens, seconded by Representative Barnhart, the House adjourns at 2:04 p.m. to reconvene Monday, March 9, 2009, at 6:30 p.m.

March 5, 2009

TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Monday, March 9, 2009

The House meets at 6:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Sovereign God:

"You alone are Ruler over all the earth and all that is within it. It is only by Your grace that You allow human government the measure of freedom it enjoys. Tonight, as we gather to hear our new Governor speak to us about the future of our State, give us open minds to hear her as she speaks to us and our constituents. Remind both her and us of the constitutional balance of powers that requires us to work together. We pray for our Governor and her first statewide address. Let this Honorable Body receive her warmly. Grant her wisdom, clarity of thought, and may we, and the people of our great State, benefit from hearing Governor Perdue address us on this night. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bell and Rhyne for today.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Coates, Chair, for the Committee on Public Utilities:

S.J.R. 90, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF SUSAN RABON AND BRYAN BEATTY TO THE UTILITIES COMMISSION, with a favorable report.

March 9, 2009

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 10.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 21. A BILL TO BE ENTITLED AN ACT TO PROVIDE COUNSELING BENEFITS TO EUGENICS SURVIVORS, TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A DATABASE OF EUGENICS PROGRAM PARTICIPANTS AND VERIFY THE STATUS OF PERSONS CONTACTING THE STATE TO DETERMINE THEIR PARTICIPATION IN THE STATE PROGRAM, TO ERECT A HISTORICAL MARKER ABOUT THE PROGRAM, TO DIRECT THE STATE BOARD OF EDUCATION TO INCLUDE INFORMATION ABOUT THE PROGRAM IN ITS K-12 HISTORY CURRICULUM, TO RECOMMEND CREATION OF AN ETHICS TRAINING MODULE FOR STATE, COUNTY, AND LOCAL GOVERNMENT EMPLOYEES, AND TO DIRECT THE DEPARTMENT OF CULTURAL RESOURCES TO DIGITIZE EXISTING RECORDS FOR PRESERVATION AND STUDY PURPOSES, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON COMPENSATION FOR VICTIMS OF THE EUGENICS STERILIZATION PROGRAM, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Education.

On motion of Representative Wainwright, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Education.

H.B. 296. A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SURVEILLANCE OF HOSPITAL-ACQUIRED INFECTIONS IN NORTH CAROLINA, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON HOSPITAL INFECTION CONTROL AND DISCLOSURE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

March 9, 2009

H.B. 32, AN ACT AUTHORIZING THE CITY OF CLINTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE. (S.L. 2009-3)

H.B. 64, AN ACT RESTORING THE ZONING PROTEST RIGHTS OF THE CITIZENS OF THE CITY OF GREENSBORO BY REPEALING THE EXEMPTION OF THAT CITY FROM THE GENERAL LAW RELATING TO ZONING PROTEST PETITIONS. (S.L. 2009-4)

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 146, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROGER BONE, FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 2009-5)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Moore, Current, Stam, and Killian (Primary Sponsors); Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hilton, Holloway, Howard, Hurley, Johnson, Justice, Justus, Langdon, Lewis, McCormick, McElraft, McGee, Mills, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Starnes, Steen, Stevens, Stiller, Tillis, West, and Wiley:

H.B. 430, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT VOTERS PROVIDE IDENTIFICATION BEFORE VOTING, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

By Representatives Hilton and McElraft (Primary Sponsors); Blackwood, Blust, Brown, Burr, Cleveland, Folwell, Frye, Gillespie, Guice, Hurley, Johnson, Justice, Killian, Langdon, McGee, Moore, Randleman, Samuelson, Setzer, Starnes, and Wiley:

H.B. 431, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROCEDURES PERTAINING TO PARENTAL CONSENT FOR A MINOR TO OBTAIN AN ABORTION, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

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By Representatives Hilton, Barnhart, Blackwood, Blust, Cleveland, Frye, Gillespie, Guice, Holloway, Johnson, McGee, Moore, Setzer, Starnes, and Wiley:

H.B. 432, A BILL TO BE ENTITLED AN ACT TO EXTEND CONSCIENCE PROTECTION TO CERTAIN HEALTH CARE PROVIDERS, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Brubaker, Dockham, Harrison, Hill, Hurley, Johnson, Killian, Lucas, Luebke, McGee, Wainwright, and Weiss:

H.B. 433, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CORPORATE INCOME TAX, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Setzer and R. Warren:

H.B. 434, A BILL TO BE ENTITLED AN ACT TO REQUIRE INDIVIDUAL NOTICE TO ANIMAL WASTE MANAGEMENT SYSTEM GENERAL OR INDIVIDUAL PERMIT HOLDERS PRIOR TO ANY PUBLIC MEETINGS CONDUCTED BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES REGARDING REVISIONS TO OR RENEWAL OF THE GENERAL OR INDIVIDUAL PERMIT, is referred to the Committee on Agriculture and, if favorable, to the Committee on Environment and Natural Resources.

By Representative Love:

H.B. 435, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE LEE COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF LEE COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED, is referred to the Committee on Local Government I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Folwell, Lewis, and Boles (Primary Sponsors); Gulley and Starnes:

H.B. 436, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE CAPITAL EXPENDITURE AMOUNT FOR NEW INSTITUTIONAL HEALTH SERVICES AND REPLACEMENT EQUIPMENT UNDER

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THE CERTIFICATE OF NEED LAW BE ADJUSTED ANNUALLY FOR INFLATION, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary II.

By Representatives Folwell, Crawford, Sager, and Hurley (Primary Sponsors); Blackwood, Cleveland, and Langdon:

H.B. 437, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIREMENTS FOR SCHOOL ADMISSION IN NORTH CAROLINA, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Folwell, Holliman, Blackwell, and Blue (Primary Sponsors); Blust, Bryant, Cleveland, Current, Dockham, Dollar, Earle, England, Glazier, Gulley, Harrison, Hurley, Justice, Langdon, Lucas, Samuelson, Starnes, and Wray:

H.B. 438, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO CHANGE ITS PLAN YEAR FROM A FISCAL YEAR TO A CALENDAR YEAR, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Folwell, England, Hurley, and Hall (Primary Sponsors); Blackwood, Bryant, Cleveland, Current, Dockham, Glazier, Gulley, Harrison, Langdon, Luebke, Samuelson, Starnes, and Weiss:

H.B. 439, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FINANCIAL LOSS TO COUNTIES AND CITIES FOR UNREIMBURSED COUNTY OR CITY AMBULANCE SERVICES PROVIDED TO STATE HEALTH PLAN MEMBERS BY REQUIRING THE STATE HEALTH PLAN TO MAKE PAYMENTS FOR COUNTY OR CITY AMBULANCE SERVICES DIRECTLY OR CO-PAYABLE TO THE COUNTY OR CITY AMBULANCE SERVICE PROVIDER, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Folwell, Cole, Mills, and Love (Primary Sponsors); Blackwood, Dollar, Faison, Fisher, Glazier, Harrison, Johnson, Langdon, Luebke, Pierce, Samuelson, Tarleton, Weiss, and Wray:

H.B. 440, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF AUTOMATED CAMERA OR VIDEO RECORDING SYSTEMS TO DETECT AND PROSECUTE INDIVIDUALS WHO PASS STOPPED SCHOOL BUSES, AS RECOMMENDED BY THE CHILD

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FATALITY TASK FORCE, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives M. Alexander, McLawhorn, Harrell, and Rapp (Primary Sponsors); England, Faison, Fisher, E. Floyd, Glazier, Harrison, Hughes, Hurley, Insko, Jeffus, Lucas, Mackey, Randleman, Tarleton, Wainwright, Whilden, and Womble:

H.B. 441, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET ON THE LAW AUTHORIZING TEACHERS TO TAKE PERSONAL LEAVE WITHOUT PENALTY UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives M. Alexander, Fisher, Glazier, and Parmon (Primary Sponsors); Bordsen, Bryant, Cotham, Earle, England, Hughes, Insko, Lucas, Mackey, Pierce, and Womble:

H.B. 442, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE WRITTEN PERMISSION OF A PARENT OR GUARDIAN BEFORE A CHILD RECEIVES CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS AND TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REPORT OCCURRENCES OF CORPORAL PUNISHMENT, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

By Representatives Stam and Wiley (Primary Sponsors); Cleveland, Current, Killian, and Samuelson:

H.B. 443, A BILL TO BE ENTITLED AN ACT TO INCREASE CLASS SIZE IN THE PUBLIC SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Holloway, Cotham, Hughes, and Mackey:

H.B. 444, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARY OF TEACHERS WHO HAVE TWO MASTER'S DEGREES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Holloway and Blackwood (Primary Sponsors); Blust, Coates, Hughes, Justice, Moore, Randleman, and Starnes:

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H.B. 445, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SMALL BUSINESS INCOME TAX EXEMPTION OF FIFTY THOUSAND DOLLARS TO C CORPORATIONS; AND TO MINIMIZE THE MONETARY IMPACT OF THE TAX EXEMPTION ON THE PUBLIC SCHOOL BUILDING CAPITAL FUND, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Holloway, Hughes, and Womble:

H.B. 446, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PLANNING A SATELLITE CAMPUS OF FORSYTH COMMUNITY COLLEGE IN STOKES COUNTY, is referred to the Committee on Appropriations.

By Representatives Goodwin and Jackson (Primary Sponsors); Bryant, Hughes, Mackey, and Parmon:

H.B. 447, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FROM STATUTORY COPY COSTS TO PRISONER LEGAL SERVICES AND OTHER ATTORNEYS WORKING UNDER CONTRACT WITH THE OFFICE OF INDIGENT DEFENSE SERVICES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Jackson and Gulley:

H.B. 448, A BILL TO BE ENTITLED AN ACT TO MAKE STATE-WIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary II.

By Representatives McGee, Brubaker, Carney, Dockham, Gibson, Harrison, Hill, Lucas, Luebke, McComas, Wainwright, and Weiss:

H.B. 449, A BILL TO BE ENTITLED AN ACT TO ASSIST COUNTIES AND THE DEPARTMENT OF REVENUE IN OBTAINING ACCURATE REAL PROPERTY SALES INFORMATION NEEDED FOR PROPERTY TAX APPRAISALS BY REQUIRING A REPORT OF SALES INFORMATION WHEN REAL PROPERTY IS TRANSFERRED, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

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By Representatives Johnson and Barnhart (Primary Sponsors):

H.B. 450, A BILL TO BE ENTITLED AN ACT TO REMOVE A DESCRIBED AREA FROM THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Barnhart, Johnson, Coates, and Steen (Primary Sponsors); and Dockham:

H.B. 451, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE MULTICAMPUS CENTER FUNDS FOR ROWAN-CABARRUS COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Harrison, Insko, Harrell, and Fisher (Primary Sponsors); Faison, Hall, Jeffus, Jones, Luebke, and Parmon:

H.B. 452, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE IMPLEMENTATION OF THREE COMMUNITY-BASED HARM REDUCTION PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Insko, Earle, and M. Alexander (Primary Sponsors); Bordsen, England, Hughes, and Ross:

H.B. 453, A BILL TO BE ENTITLED AN ACT TO INCREASE TO THE NATIONAL AVERAGE THE RATE OF TAX ON CIGARETTES AND TO CREDIT THE NET PROCEEDS OF THIS INCREASE TO THE MENTAL HEALTH TRUST FUND, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Finance.

By Representatives Insko and Lucas:

H.B. 454, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA COUNCIL OF COMMUNITY PROGRAMS, INC., A NONPROFIT ORGANIZATION, FOR THE OPERATION OF THE NORTH CAROLINA CONSUMER ADVOCACY, NETWORKING, AND SUPPORT ORGANIZATION (NC-CANSO), is referred to the Committee on Appropriations.

March 9, 2009

By Representatives Insko, Bryant, Current, and Neumann (Primary Sponsors); Burris-Floyd, Coates, Earle, Folwell, Harrison, Jones, Lucas, Mackey, Parmon, Pierce, Setzer, Wainwright, Womble, and Wray:

H.B. 455, A BILL TO BE ENTITLED AN ACT DESIGNATING KIDNEY MONTH IN NORTH CAROLINA, is referred to the Committee on Health and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko, England, Farmer-Butterfield, and Earle (Primary Sponsors); M. Alexander, Harrison, Hughes, Jones, Lucas, Parmon, and Pierce:

H.B. 456, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND ORGANIZATIONAL CHANGES TO THE LAW REGARDING THE LICENSURE AND INSPECTION OF FACILITIES FOR AGED AND DISABLED INDIVIDUALS, is referred to the Committee on Aging and, if favorable, to the Committee on Judiciary II.

By Representatives Insko, M. Alexander, Earle, and Brisson (Primary Sponsors); Barnhart, Braxton, England, Farmer-Butterfield, Glazier, Harrison, Hughes, Jones, Justus, Lucas, Luebke, Parmon, Pierce, Tarleton, Weiss, and Wray:

H.B. 457, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPROVE THE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Appropriations.

By Representatives Insko, England, Farmer-Butterfield, and Braxton (Primary Sponsors); M. Alexander, Barnhart, Brisson, Earle, Glazier, Harrison, Hughes, Justus, Lucas, Parmon, Pierce, Steen, and Wray:

H.B. 458, A BILL TO BE ENTITLED AN ACT TO ENACT VARIOUS LAWS TO IMPROVE THE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Appropriations.

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By Representatives Bryant, Farmer-Butterfield, and Stewart (Primary Sponsors); and Hughes:

H.B. 459, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ROCKY MOUNT TO ALLOW THE CITY TO ENACT A FAIR HOUSING ORDINANCE, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary I.

By Representatives Jeffus, Dickson, and Harrison (Primary Sponsors); Glazier, Insko, and Mackey:

H.B. 460, A BILL TO BE ENTITLED AN ACT TO REGULATE THE COMMERCIAL BREEDING OF DOGS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hill and Lucas:

H.B. 461, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE PILOT PROGRAM REGARDING ANNUAL INSPECTIONS OF ANIMAL OPERATIONS THAT ARE SUBJECT TO A GENERAL PERMIT FOR AN ANIMAL WASTE MANAGEMENT SYSTEM, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representatives Goforth, Holliman, Crawford, and Faison (Primary Sponsors); Coates, Harrison, Hughes, Insko, Lucas, Mackey, Owens, and Wray:

H.B. 462, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SOLAR ENERGY INCENTIVE GRANT PROGRAM WITHIN THE DEPARTMENT OF COMMERCE, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Goforth and Wray:

H.B. 463, A BILL TO BE ENTITLED AN ACT TO REDEFINE THE TERM "ANTIQUÉ FIREARM" WITH REGARD TO THE LAW THAT REGULATES THE TRANSFER OF HANDGUNS AND WITH REGARD TO THE FELONY FIREARMS ACT, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Martin, Harrell, Weiss, and Ross (Primary Sponsors); Harrison and Jackson:

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H.B. 464, A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR USE AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES, AND TO EXPAND THE ACT TO ALL RALEIGH PILOT PROGRAMS AIMED AT INCREASING ENERGY EFFICIENCY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Energy and Energy Efficiency.

By Representatives Martin, Ross, Harrell, and Blue (Primary Sponsors); Hughes, Jackson, Stam, and Weiss:

H.B. 465, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH TO ALLOW ACTIVATION OF PARKING METERS BY CREDIT CARD OR OTHER ELECTRONIC MEANS AND TO USE PROCEEDS COLLECTED FROM PARKING METERS FOR PARKING PROGRAMS AND PROVIDING PARKING FACILITIES, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Mackey and Jones:

H.B. 466, A BILL TO BE ENTITLED AN ACT CONCERNING APPOINTMENTS OF PHYSICIANS TO THE BOXING ADVISORY COMMISSION, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary II.

By Representative Tucker:

H.B. 467, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM CERTAIN EX OFFICIO DUTIES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Science and Technology.

By Representatives Rapp, Goodwin, Coates, and Dickson (Primary Sponsors); Allen, Bell, Bordsen, Earle, England, Farmer-Butterfield, Fisher, Glazier, Gulley, Hall, Harrell, Harrison, Lucas, Luebke, McLawhorn, Parmon, Ross, Weiss, and Wray:

H.B. 468, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE RAIL DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO ADOPT RULES REQUIRING RAIL CARRIERS TO PROVIDE SAFE

March 9, 2009

WALKWAYS FOR RAILROAD EMPLOYEES IN WORK AREAS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary II.

By Representatives West and Haire (Primary Sponsors):

H.B. 469, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MACON COUNTY TO REGULATE THE SUBDIVISION OF LAND, is referred to the Committee on Local Government I.

By Representatives Cotham, Lucas, Fisher, and Johnson (Primary Sponsors); K. Alexander, M. Alexander, Blackwood, Blust, Bordsen, Bryant, Carney, Earle, England, Faison, Folwell, Glazier, Hall, Harrell, Harrison, Holliman, Holloway, Hughes, Insko, Jackson, Jeffus, Jones, Justice, Parmon, Tarleton, Wainwright, Womble, and Wray:

H.B. 470, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CALCULATION OF THE DROPOUT RATE, is referred to the Committee on Education.

By Representatives Cotham, Mackey, Lewis, and Tillis (Primary Sponsors); K. Alexander, M. Alexander, Blackwood, Boles, Carney, Dollar, Gulley, Harrison, Holloway, Jackson, Langdon, Lucas, McCormick, Samuelson, Stam, R. Warren, and Wray:

H.B. 471, A BILL TO BE ENTITLED AN ACT TO MAKE THE SALE OF A TEMPORARY REGISTRATION PLATE TO A PERSON WHO IS NOT A BONA FIDE PURCHASER OF A MOTOR VEHICLE UNLAWFUL, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Womble, Parmon, Luebke, and Harrison (Primary Sponsors); Adams, K. Alexander, M. Alexander, Allen, Bell, Blue, Bordsen, Bryant, Carney, Coates, Cotham, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Glazier, Hall, Harrell, Hughes, Insko, Jeffus, Jones, Lucas, Mackey, Martin, Michaux, Mobley, Pierce, Ross, Tarleton, Wainwright, Weiss, Wilkins, and Wray:

H.B. 472, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FAIR AND RELIABLE IMPOSITION OF CAPITAL SENTENCES, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

March 9, 2009

By Representatives Hurley, Justus, Spear, and Sutton (Primary Sponsors); Avila, Barnhart, Blackwood, Blust, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Dollar, Guice, Gulley, Holloway, Killian, McElraft, Neumann, Randleman, Setzer, Starnes, R. Warren, Wiley, and Wray:

H.B. 473, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MAGISTRATE WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES, is referred to the Committee on Judiciary III and, if favorable, to the Committee on State Government/State Personnel.

By Representative Dockham:

H.B. 474, A BILL TO BE ENTITLED AN ACT TO ADD THE CITY OF DENTON TO THE CITIES THAT MAY REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representative Dockham:

H.B. 475, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE HANDY SANITARY DISTRICT'S AUTHORITY TO CHARGE CERTAIN LATE FEES FOR DELINQUENT CHARGES FOR WATER AND SEWER SERVICES, AND TO REQUIRE A GRACE PERIOD FOR THE DISCONTINUATION OF SERVICE DUE TO DELINQUENT PAYMENT OF FEES, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representative Bell:

H.B. 476, A BILL TO BE ENTITLED AN ACT REPEALING THE AUTHORITY OF THE TOWN OF FAISON TO EXERCISE THE POWER OF EXTRATERRITORIAL JURISDICTION BEYOND ONE MILE OF THE TOWN'S CORPORATE LIMITS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Weiss, Insko, M. Alexander, and Earle (Primary Sponsors); Bryant, England, Farmer-Butterfield, Fisher, Glazier, Goodwin, Harrison, Hughes, Jones, Lucas, Luebke, Parmon, Pierce, Wainwright, Womble, and Wray:

March 9, 2009

H.B. 477, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PREVENT PRETERM BIRTHS AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is referred to the Committee on Appropriations.

By Representatives Weiss, Insko, M. Alexander, and Earle (Primary Sponsors); Bryant, England, Faison, Farmer-Butterfield, Fisher, Glazier, Goodwin, Harrison, Hughes, Jones, Lucas, Luebke, Parmon, Pierce, Womble, and Wray:

H.B. 478, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REDUCE THE OCCURRENCE OF SHAKEN BABY SYNDROME, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is referred to the Committee on Appropriations.

By Representatives Weiss, Insko, M. Alexander, and Earle (Primary Sponsors); Bryant, Cotham, England, Faison, Farmer-Butterfield, Fisher, Glazier, Goodwin, Harrison, Hughes, Jones, Lucas, Luebke, Mackey, Parmon, Pierce, Wainwright, Womble, and Wray:

H.B. 479, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REDUCING THE NUMBER OF INFANT DEATHS DUE TO SUDDEN INFANT DEATH SYNDROME, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is referred to the Committee on Appropriations.

By Representatives Weiss, Insko, M. Alexander, and Earle (Primary Sponsors); Bryant, England, Faison, Farmer-Butterfield, Fisher, Glazier, Goodwin, Harrison, Hughes, Jones, Lucas, Luebke, Parmon, Pierce, Tarleton, Wainwright, Womble, and Wray:

H.B. 480, A BILL TO BE ENTITLED AN ACT TO REDUCE INFANT MORTALITY AND REDUCE PRETERM BIRTHS, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives E. Floyd, Hughes, and Lucas:

H.B. 481, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, OFFICE OF RESEARCH, DEMONSTRATIONS, AND RURAL HEALTH DEVELOPMENT, FOR A GRANT PROGRAM TO ASSIST IN THE PROVISION OF PRIMARY AND PREVENTIVE MEDICAL SERVICES TO UNINSURED OR MEDICALLY INDIGENT PATIENTS, is referred to the Committee on Appropriations.

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By Representatives Cotham, Wiley, Jeffus, and Lucas (Primary Sponsors); M. Alexander, Blackwood, Bryant, Carney, Dollar, Faison, Farmer-Butterfield, Glazier, Goodwin, Harrell, Harrison, Hurley, Insko, Jackson, Johnson, Jones, Mackey, Parmon, Ross, Tarleton, Tolson, Wainwright, and Wray:

H.B. 482, A BILL TO BE ENTITLED AN ACT RELATING TO THE REINSTATEMENT OF UNUSED SICK LEAVE FOR PUBLIC SCHOOL EMPLOYEES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Haire, England, Insko, and Lucas:

H.B. 483, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIRED SCHOOL OPENING AND CLOSING DATES IN CERTAIN LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Education.

By Representatives Haire and Jones:

H.B. 484, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO DESIGNATE THAT PORTION OF U.S. HIGHWAY 441 BETWEEN CHEROKEE, NORTH CAROLINA, AND THE NORTH CAROLINA-TENNESSEE STATE LINE A SCENIC BYWAY, is referred to the Committee on Transportation and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Love, Bordsen, Coates, Lucas, and Wray:

H.J.R. 485, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McGee:

H.B. 486, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A CAROLINA REGIONAL VOLLEYBALL ASSOCIATION SPECIAL REGISTRATION PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Underhill and Haire (Primary Sponsors); Harrison and Wray:

March 9, 2009

H.B. 487, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO PLACE THE NORTH CAROLINA TOURISM WEB SITE, VISITNC.COM, ON THE STATE'S REGISTRATION PLATES, is referred to the Committee on Transportation. and, if favorable, to the Committee on Appropriations.

By Representatives Underhill and Wainwright (Primary Sponsors):

H.B. 488, A BILL TO BE ENTITLED AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT, is referred to the Committee on Local Government II.

By Representatives Underhill and Haire (Primary Sponsors); Harrison, Hughes, Lucas, Tarleton, and Wray:

H.B. 489, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A TRAVEL AND TOURISM SPECIAL PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Tolson, Dockham, Barnhart, and Lucas (Primary Sponsors); Blackwood, Bordsen, Carney, Coates, Cotham, Dollar, England, Goodwin, Gulley, Harrison, Hurley, Jackson, Johnson, Langdon, Martin, Samuelson, Tarleton, Underhill, E. Warren, R. Warren, and Williams:

H.B. 490, A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL PURCHASING FLEXIBILITY TO COMMUNITY COLLEGES AND TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY THE NEED FOR FURTHER PURCHASING FLEXIBILITY, is referred to the Committee on Education and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Tolson, McLawhorn, Wray, and Dockham (Primary Sponsors); Barnhart, Blackwood, Bordsen, Carney, Coates, Cotham, England, Faison, E. Floyd, Goodwin, Haire, Harrison, Hurley, Jackson, Johnson, Jones, Langdon, Lucas, Martin, Parmon, Samuelson, Sutton, Tarleton, Tucker, Underhill, E. Warren, R. Warren, Wilkins, and Williams:

H.B. 491, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO TEACH DEVELOPMENTAL COURSES AND COLLEGE SUCCESS SKILLS COURSES AT ANY TIME DURING THE YEAR, INCLUDING THE SUMMER TERM AND TO EARN BUDGET FTE FOR THE COURSES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

March 9, 2009

By Representatives Tolson, Wray, Dockham, and Lucas (Primary Sponsors); Barnhart, Blackwood, Carney, Coates, Cotham, England, Goodwin, Haire, Harrell, Harrison, Howard, Jackson, Johnson, Langdon, Martin, McLawhorn, Sutton, Tarleton, Tucker, Underhill, E. Warren, R. Warren, Wilkins, and Williams:

H.B. 492, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO EARN BUDGET FTE FOR CERTAIN OCCUPATIONAL EXTENSION COURSES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Tolson, Wray, Harrell, and Dockham (Primary Sponsors); Barnhart, Carney, Coates, Cotham, England, Faison, Glazier, Goodwin, Haire, Harrison, Hughes, Hurley, Jackson, Johnson, Jones, Lucas, McLawhorn, Parmon, Sutton, Tarleton, Tucker, Underhill, E. Warren, R. Warren, and Williams:

H.B. 493, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONNECT COMMUNITIES IN SCHOOLS TO NCREN, is referred to the Committee on Appropriations.

By Representatives Wainwright, Blue, and Pierce (Primary Sponsors); Hughes, Mackey, and Wray:

H.B. 494, A BILL TO BE ENTITLED AN ACT ALLOWING A SUPERIOR COURT JUDGE TO PERFORM MARRIAGE CEREMONIES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Love and Daughtry (Primary Sponsors); and Langdon:

H.B. 495, A BILL TO BE ENTITLED AN ACT TO DIVIDE PROSECUTORIAL DISTRICT 11 INTO DISTRICTS 11A AND 11B, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Luebke, Hall, and Wilkins (Primary Sponsors); Bryant, Harrison, Insko, and Weiss:

H.B. 496, A BILL TO BE ENTITLED AN ACT TO REDUCE PRISON COSTS BY APPROPRIATING FUNDS TO PROVIDE COMPREHENSIVE RESIDENTIAL TREATMENT AND VOCATIONAL TRAINING FOR PROBATIONERS WITH SUBSTANCE ABUSE DISORDERS, is referred to the Committee on Appropriations.

March 9, 2009

By Representatives Goforth, Brown, Dollar, and Steen (Primary Sponsors); Allred, Avila, Blackwood, Blust, Brubaker, Cleveland, Coates, Current, England, Faison, Folwell, Guice, Hilton, Hurley, Jones, Justice, Justus, Langdon, Lewis, McComas, McCormick, Moore, Randleman, Rhyne, Sager, Starnes, and Tillis:

H.B. 497, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS, AS ENDORSED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON MUNICIPAL ANNEXATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goforth, Brown, Dollar, and Steen (Primary Sponsors); Allred, Avila, Blackwood, Blust, Brubaker, Burr, Cleveland, Coates, Current, England, Faison, Folwell, Gillespie, Guice, Hilton, Hurley, Johnson, Justice, Justus, Langdon, Lewis, McComas, McCormick, Moore, Randleman, Rhyne, Sager, Starnes, and Tillis:

H.B. 498, A BILL TO BE ENTITLED AN ACT TO REQUIRE A VOTE OF THE PEOPLE PRIOR TO AN INVOLUNTARY ANNEXATION BECOMING EFFECTIVE, AS ENDORSED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON MUNICIPAL ANNEXATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goforth, Fisher, Whilden, and Rapp (Primary Sponsors):

H.B. 499, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIRED SCHOOL OPENING AND CLOSING DATES IN TWO LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Education.

By Representatives Goforth, Whilden, and Fisher (Primary Sponsors):

H.B. 500, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ASHEVILLE TO ESTABLISH REGULATIONS FOR THE TOWING OF MOTOR VEHICLES FROM PRIVATE LOTS, GARAGES, OR OTHER PARKING FACILITIES, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Goforth, Fisher, Whilden, and Rapp (Primary Sponsors); M. Alexander, Coates, Folwell, Glazier, Gulley, Harrison, Insko, Johnson, Luebke, Pierce, Tarleton, Wainwright, Weiss, Womble, and Wray:

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H.J.R. 501, A JOINT RESOLUTION HONORING THE DELEGATES OF THE NORTH CAROLINA SENIOR TAR HEEL LEGISLATURE ON THE OCCASION OF THE ORGANIZATION'S FIFTEENTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goforth, Whilden, and Fisher (Primary Sponsors):

H.B. 502, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ASHEVILLE TO DISPOSE OF PROPERTY AND LIMIT USE OF THE PROPERTY AFTER DISPOSITION, is referred to the Committee on Local Government I.

By Representatives Farmer-Butterfield, Howard, Haire, and Wainwright (Primary Sponsors); Hughes, Lucas, and Parmon:

H.B. 503, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ELECTING COUNTIES WILL BE HELD HARMLESS FOR WORK FIRST FAMILY ASSISTANCE, is referred to the Committee on Appropriations.

By Representatives Fisher, Harrison, Goforth, and Samuelson (Primary Sponsors); M. Alexander, Blackwood, Blue, Bordsen, Coates, Dollar, Faison, Folwell, Gillespie, Glazier, Harrell, Hughes, Lucas, Martin, Rapp, Spear, Tarleton, and Womble:

H.B. 504, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR BUILDERS OF ENERGY-EFFICIENT HOMES, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Fisher, Goforth, and Whilden (Primary Sponsors); and Parmon:

H.B. 505, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SPECIAL FOCUS UNIVERSITIES, is referred to the Committee on Appropriations.

By Representatives Goodwin, Ross, and Jackson (Primary Sponsors); Glazier, Hughes, and Lucas:

H.B. 506, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFICATIONS TO THE ENTITLEMENT TO COUNSEL AND THE PROCEDURES FOR APPOINTMENT, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

March 9, 2009

By Representatives Samuelson, M. Alexander, Carney, Cotham, Earle, Gulley, Killian, and Tillis:

H.B. 507, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FORCE ACCOUNT LIMIT FOR MECKLENBURG COUNTY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary II.

By Representatives E. Floyd, Lucas, Dickson, and Glazier (Primary Sponsors); and Hughes:

H.B. 508, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE DEVELOPMENT OF THE DR. MARTIN LUTHER KING, JR. PARK IN THE CITY OF FAYETTEVILLE, is referred to the Committee on Appropriations.

By Representatives Glazier, Weiss, Faison, and Tarleton (Primary Sponsors); Blackwood, Cotham, Dickson, England, Harrison, Hughes, Jackson, Johnson, Lucas, Luebke, Mackey, Parmon, Rapp, Wilkins, and Wray:

H.B. 509, A BILL TO BE ENTITLED AN ACT TO INCREASE FUNDING FOR ACADEMICALLY OR INTELLECTUALLY GIFTED CHILDREN, is referred to the Committee on Appropriations.

By Representatives Glazier, Ross, Weiss, and Goodwin (Primary Sponsors); and Lucas:

H.B. 510, A BILL TO BE ENTITLED AN ACT ESTABLISHING LAWS PERTAINING TO GESTATIONAL SURROGACY AGREEMENTS, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary II.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 37 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

March 9, 2009

S.B. 173, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILMINGTON TO EXERCISE EXTRATERRITORIAL PLANNING AND ZONING WITHIN NEW HANOVER COUNTY, is read the first time and referred to the Committee on Local Government II.

S.B. 248, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION BY DELETING FROM A 1981 LAW RELATING TO FILLING VACANCIES IN COUNTY BOARDS OF EDUCATION ELECTED ON A PARTISAN BASIS COUNTY BOARDS OF EDUCATION THAT IN FACT ARE NOT ELECTED ON A PARTISAN BASIS, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

S.B. 251, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF WINTERVILLE TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE, is read the first time and referred to the Committee on Local Government II.

S.B. 294, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF WILLIAMSTON TO EXPEDITE THE REMOVAL OF OVERGROWN VEGETATION BY AMENDING THE DEFINITION OF CHRONIC VIOLATOR, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

ESCORT COMMITTEE ANNOUNCED

The Speaker announces the following additional Members to the Escort Committee for the Governor: Representatives Insko, Underhill, and Williams.

The Senate is so notified by Special Message.

Representative Owens moves, seconded by Representative Cole, that the House adjourn, upon dissolution of the Joint Session, to reconvene March 10 at 3:00 p.m.

The motion carries.

SPECIAL MESSAGE TO THE SENATE

The Speaker orders a Special Message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

March 9, 2009

SPECIAL MESSAGE FROM THE SENATE**2009 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
March 9, 2009

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that pursuant to **H.J.R. 363**, A JOINT RESOLUTION INFORMING HER EXCELLENCY, GOVERNOR BEVERLY E. PERDUE, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body for the State of the State Address.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body. The President of the Senate, the Honorable Walter Dalton, is seated to the right of the Speaker.

The Sergeant-at-Arms is recognized and he announces the approach of the Chief Justice, the Associate Justices of the Supreme Court, the Chief Judge, and the Judges of the Court of Appeals who are seated in a body for the Joint Session.

The Sergeant-at-Arms is recognized and he announces the approach of the members of the Council of State and the members of the Governor's Cabinet who are seated in a body for the Joint Session.

The Speaker extends the courtesies of the gallery to Mr. Bob Eaves, First Gentleman of North Carolina; and Mrs. Lucille Dalton, wife of the Lieutenant Governor; and Mrs. Betsy Hackney, wife of the Speaker.

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The Speaker of the House relinquishes the gavel to the President of the Senate. The Joint Session is called to order by the President.

The Sergeant-at-Arms of the House announces the approach of the Governor. Her Excellency enters, escorted by Representative Wainwright, Chair; Representatives Holliman, Owens, Ross, Goforth, Farmer-Butterfield, Hall, Bell, Stam, Tillis, Blue, Brubaker, Insko, Underhill, and Williams; Senator Soles, Chair; Senators Rand, Dorsett, Dannelly, Malone, Forrester, Berger of Rockingham, and Allran.

The President recognizes Senator Soles, who presents her Excellency, Beverly Eaves Perdue, Governor of North Carolina, to the Joint Assembly.

STATE OF THE STATE ADDRESS

"Speaker Hackney, President Pro Tem Basnight, Lieutenant Governor Dalton, and Members of the General Assembly and all of you honored guests tonight who are assembled here with us.

"Let me recognize some folks who are really important to me - the people who have put up with this for so long - my sons up in the balcony, Garrett and his wife, April, and Emmett and his fiancée, Sarah. And then, there is another really important guy in my life. Unlike many of us, most of us actually, he didn't seek this position. But he accepts it. The truth would be on some nights he puts up with it - because there is never a home-cooked meal in our household - North Carolina's very first, First Gentleman, Bob Eaves.

"Tonight, I ask you to join me in expressing North Carolina's deepest gratitude to our Nation's soldiers, the sailors, the airmen, and the Marines, the Coast Guard, and the members of the National Guard and all those Reserves across this great State; they call North Carolina their home. We send a special thank you to the families of our military because we in North Carolina understand that service to the military is a family commitment.

"With us tonight is Lieutenant Colonel Jeffrey Copeland and his wife, June. Jeff is the Commander of the First 130th Attack Reconnaissance Battalion. He is joined in the gallery by Staff Sergeant David Rhodes, who is an aircraft mechanic in Delta Company, and his wife, Michelle. Let's all recognize them and say thank you.

"Let me tell you a little bit about this squadron. They were the Nation's very first reserve helicopter battalion that was deployed after 9-11. They served 17 months in Afghanistan. In a week, Jeff and David and 480 other

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members of this same unit will leave again in a deployment to Iraq. We thank you guys, and all the members of your battalion. We hold you in our prayers and we wish you God's Speed and success in your mission.

"It is a privilege and an honor to be here with you tonight. I want to thank the citizens of North Carolina for giving me the opportunity to serve as the Governor of the greatest State in America - and might I add, in case some of you have forgotten, North Carolina's very first female Governor.

"I remember the first time I sat in this Chamber as a freshman, right up here. I don't know why they put freshmen in the front in those days, but that's what they did. There were just 24 women in the General Assembly. Today, as I look around, there are 43 women in this Body. The legislative choir in these times has a broader and stronger and more diverse voice. More points of view are being heard in State government. And my friends, that is a very good thing for North Carolina.

"North Carolina, like most states, has been thrown into the midst of a global economic crisis. To come through it, we will and we must, make very tough decisions - choices that I will make and that you will make.

"That's our job and our responsibility:

- To confront the difficult circumstances and deal with them;
- To move wisely, prudently, and decisively;
- To do what we must do to get through the tough times, as we also position ourselves and North Carolina to seize the opportunities of the future.

"That is why, as much as it's my privilege to talk with you tonight, I also want to speak frankly to the citizens of North Carolina.

"Let me just frame the picture for all of you. Families all around North Carolina are anxious. Many have lost their jobs. And many others have lost their homes. As I travel around this State, and I do, just like you do, I see the uncertainty and the worry in the eyes of North Carolinians.

"When I made one of my surprise site visits recently to a State employment office, I spent about an hour talking to people, listening to them. And I heard what they were saying. I talked to a 70-year-old gentleman about why he was there. He told me about how he had spent or lost all of his retirement savings. And there he was, looking for a job when what he thought his life would hold for him was headed toward retirement. A woman was there with three kids in tow; she had lost her job and I listened

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to her tell the employment counselor, 'I'll take anything that you have, I've got to have a job. I've got to support my kids and my family.' In that same line, there was a Ph.D. who thought that he was in a cutting-edge permanent 21st Century career, but instead that day he found himself in an unemployment line.

"These people are North Carolina. They are America. And as elected officials, it is our moral responsibility to work together to help our citizens restart their lives. That is why we are here.

"Now I know that those of us in this Chamber tonight can't fix everything. Nobody can. But there are some things that we can do. By making the tough choices, by taking decisive action to meet our challenges, we can, and we will, be part of the solutions that we need to move North Carolina forward.

- For me, I will do whatever it takes:
- To pay our State's bills.
- To keep our kids healthy and in school.
- To make sure, that our seniors when they need care, can get it.
- To keep prisoners locked up and to keep our communities safe.
- We will provide jobs and create ways for those who are out of work to learn new skills. We will do that.

"So, let me be direct with you. This is what we must do now and for the future of North Carolina:

"WE START BY REVIVING NORTH CAROLINA'S ECONOMY:

We must go after every federal recovery dollar that is available. We need to get that money into North Carolina, and put our people back to work.

- We will put our people back to work by:
- Building bridges, and
- Paving roads, and
- Expanding and renovating our infrastructure.
- It will take engineers, and architects, and contractors, and technology experts and laborers of all types.

"It was no joke when I said if South Carolina's Governor didn't want his federal recovery funds - as bad a driver as I am - I would drive a pickup truck down and get his share of the money. I know and you know how to put those dollars to good use and help our people. And, to those folks in South Carolina, I offer them a warm invitation. 'Come on up here to North Carolina. Stay a while and see how we in the Tar Heel State can push forward even in tough times.' That's what we can do for the people in our State.

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"But, back to business. We will ensure that the recovery dollars are spent with maximum efficiency, transparency, and accountability. That's really important. I have put together a team of Economic Recovery & Investment. They are going to track every single dollar.

"With the click of a mouse, taxpayers can go to NCRecovery.gov and see the details of what North Carolina is doing and how we are investing those funds. You'll know where the money went, who got the contract, and when they completed the work. And, soon, NC OpenBook will do the same for every State contract and grant that's worth more than \$10,000. This is taking care of the people's business, North Carolina style.

"But we can't rely on the federal government alone. We have to do what ever it takes, on our own, here in North Carolina, to create jobs, to help displaced workers get new jobs, to keep families in their homes. We cannot - we will not - let our citizens' dreams for the future die - not in North Carolina.

"We are already transforming some of our traditional industries into 21st Century jobs. NC State is leading the Nation in developing lightweight textiles that are used in the aerospace industry. That's how we got cutting-edge work that helped us bring SpiritAero Systems here with more than 1,000 jobs.

"We have broadened our traditional agricultural economy and have become a mecca for biotech, for pharmaceuticals, and the life sciences, because we uniquely brought together government and higher education in the private sector. This allows ideas to springboard from the lab to the marketplace. Just look around this State - at Quintiles, and Merck, and Bayer, and Biogen, and PPD and so many more.

"And so, even as we work to grow this new economy, **WE MUST ALSO TRANSFORM THE WAY WE INVEST THE PEOPLE'S MONEY:**

"Starting today, it is no longer business as usual for North Carolina's budget. I want all of our citizens to know that it's a new day in North Carolina. Everything is on the table. We do not have time for talk-show political posturing or petty partisan games. Not on my watch - not in these times.

"We are confronted with challenges that our State has not seen since the Great Depression. With a \$3 billion plus shortfall, we have to be upfront and make hard, painful decisions. 'Truth in budgeting' time is here. Now. Today. It's what we must do to balance the budget and put North Carolina on strong footing, for now and for the future.

"You know 'cutting the fat' is a cliché that doesn't go far enough.

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"In the budget I present next week, we will reduce and cut State government programs and services that many, including me, know have been effective but which, in these times, we simply cannot afford.

"FOR NORTH CAROLINA, EDUCATION IS THE PRIORITY:

Even as we search out ways to cope with the deteriorating economic landscape, we have to be sure to protect North Carolina's most precious asset - our children, who are our future workers. So we have to find ways to be inventive and engaging in the way our schools work and kids learn. We must, as that old saying goes, 'not eat our seed corn', but continue to move forward on education to keep North Carolina competitive in the global marketplace.

"And yes, even in these tough times... **we will increase per-pupil spending in our public schools this year.**

"And while we hold schools, and teachers and students accountable, we will bring some sanity to North Carolina's own testing mania by eliminating duplicative or unnecessary tests.

"I have reorganized our public schools, with Bill Harrison becoming both the CEO of the State Board of Education and of the Department of Public Instruction - adding accountability and clear direction to a system that is badly in need of both.

"And, as we make sure our schools perform, we must expect no less from all of our citizens. No child in North Carolina has permission to drop out and in North Carolina no teacher has permission to give up on any student. No parent has a free pass from their responsibility to be fully involved in their child's education.

"And no segment of our community, particularly our business community, gets a free pass on education. Our business leaders need to put a lot of energy - as they do now - into making sure North Carolina's tax rate is competitive. They really need to put that same effort into helping North Carolina be the home of the Nation's best educated work force.

"And we will begin my College Promise to remove financial barriers for access to higher education. In this global economy, education beyond high school is not a luxury ... it's a necessity.

"My efforts create a pathway that starts in pre-kindergarten, offering courses of study that fit a student's needs - all the way through the vocational, community college, or college system. Seamless learning from pre-K through 20, that's the goal in North Carolina.

"And we will, in North Carolina, use technology to modernize our classrooms and enable teaching to catch up with the way our kids live. Let's face it, you all, today's students show up at school with more technology in

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their pockets and in their backpacks than they find in the classrooms. For too many students, they actually ignore what's going on in their classroom while they are busy 'tweeting' on Twitter, just like I see some of you doing while I'm talking.

"North Carolina's Virtual Public High School will ensure that any child in any high school can take any class that he or she needs. This is the 21st Century, North Carolina. This levels the education playing field for students and it also assures educational equity.

"AND, AS WE FOCUS ON EDUCATION, WE WILL ALSO WORK TO RESTORE OUR CITIZENS' FAITH IN THEIR GOVERNMENT:"

"In the 21st Century we must conduct the business of government in ways that bring transparency and accountability to the people. We will restore our citizens' confidence that government can help solve problems, and work efficiently without wasting tax dollars.

"On my first day in office I ordered reforms to change the face of State government. At the Department of Transportation, I insisted on openness and bringing professional decision-making to the process.

"And some major policy decisions, like the 'zero tolerance' policy in mental health, in corrections and other systems throughout State government will sometimes be painful for all of us because I am exposing weaknesses and individual actions that are simply unacceptable and wrong in North Carolina. I believe that 'zero tolerance' is how we find and correct the weaknesses that put people's lives at risk and that undermine faith in government.

"I have set high expectations for myself and for everyone who works for North Carolina. We will be open, and ethical, and put the public's interest first. Taxpayers deserve no less from every State worker and I expect nothing less from every State employee. And, again my friends, these same taxpayers deserve no less from you.

"As the Legislature starts work on the budget and the important services that our citizens need, let me be clear about where I stand. Education is the engine that propels North Carolina's future. It cannot - and it will not - be sacrificed.

"This is the time to stand up to the sweet seductions of special interests, to the temptations of politically popular pork barrel spending, and to end the practice of backroom dealing.

"Those days are gone because we simply cannot afford them in these perilous times. Our first and our only duty is to stand by North Carolina's families. That's why we're here.

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"The choices we face are clear. We are each called to service, to courage, and to sacrifice. We have been given the privilege and the responsibility to govern during a really difficult time. We have been called, quite frankly, to the responsibility ... of leadership in North Carolina.

"And this is the time for all of us to answer that call. It is a time for the ordinary citizens in this citizen-legislature to be extraordinary leaders. And we need not look far in North Carolina to find living examples of that kind of determination, hard work and sacrifice that make ordinary people extraordinary heroes and 'she-roes'.

"I look to Donna Dent, one of the heroic flight attendants on U.S. Airways Flight 1549 - the 'Miracle on the Hudson'. Donna is with us this evening in the gallery. Donna, will you stand up so people can see you? Now, let me tell you a little bit about Donna.

"She calls herself just a 'little Winston-Salem girl' who did her job. What a job this 1975 Reynolds High grad did! She made sure that every passenger on that plane got out of the Airbus 320 alive. She was the last to leave the plane with the pilot and the co-pilot that day. And then she took off her sweater and she gave it to a freezing passenger in a life boat. She did her job - she did her job. She was willing to give her life to help others. Donna Dent - an ordinary person - who showed extraordinary leadership and courage as she did her job. She is North Carolina!

"Acting courageously - acting courageously. The words are simple, aren't they; but today's challenges are not. Three quarters of a century ago, at a time not unlike now, Governor Max Gardner told the General Assembly then: 'The whole future of this State will be profoundly affected by the work you do here and the eventful days that lie just ahead.'

"So, as Governor Gardner called on the 1931 Legislature to change the way government did business, I call upon you to join me in renewing and reinvigorating our service to North Carolina - with the spirit of innovation and the purpose that these times demand.

"And last November, you, the voters gave us the opportunity to make the tough decisions that the 21st Century demands. You put your most sacred trust in us, your votes. You believed in us. You placed your futures literally in our hands. We must not - and we will not - let you down.

"In these tough times, North Carolina must continue pushing ahead. We North Carolinians do not shy away from challenges and we absolutely do not quit.

"Simply getting our economy back to what it was isn't good enough. We will make our economy stronger.

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"We all must have high expectations for ourselves and for North Carolina's future. We all must exhibit extraordinary leadership, and courage, and determination, and make the tough, but right decisions.

"We will move North Carolina forward even in these challenging times. And, as a new day dawns for North Carolina and America, and it will - as we come out of this global recession, North Carolina, the Old Tar Heel State, will be poised to take on the world.

"Good night, God bless you, and God bless North Carolina."

Upon completion of her address, the Governor, joined by the Escort Committee, leaves the Hall of the House.

On motion of Senator Basnight, seconded by Speaker Hackney, the Joint Session is dissolved and the Senate returns to its Chamber.

The House stands adjourned at 7:38 p.m.

TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 10, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"We give You thanks for the beauty of this and every day. As winter prepares to make way for spring, we celebrate the renewal of the earth and stand in awe of Your creative genius. As the cherry blossoms unfold and the Bradford pear trees turn white and the dogwoods begin their celebration of colors, so turn our hearts inward that we might receive the renewal of our spirits that this new season affords. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

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Leaves of absence are granted Representatives Bell and Daughtry for today.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 374, A BILL TO BE ENTITLED AN ACT TO ADD PUBLIC HEALTH PREPAREDNESS AND QUALITY IMPROVEMENT TO THE LIST OF ESSENTIAL PUBLIC HEALTH SERVICES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report and recommendation that the bill be re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

The bill is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

H.B. 382, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY MODEL REGISTRY FOR USE BY COUNTIES AND MUNICIPALITIES IN IDENTIFYING FUNCTIONALLY AND MEDICALLY FRAGILE PERSONS IN NEED OF ASSISTANCE DURING A DISASTER; AND TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO OPERATE SIMILAR REGISTRIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 127 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE, AS

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RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of March 11. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 88, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND COMPREHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN THROUGH NINE, with a favorable report and recommendation that the bill be re-referred to the Committee on Health.

The bill is re-referred to the Committee on Health.

H.B. 185, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITIES IN SCHOOLS OF NORTH CAROLINA, INC., PROGRAMS AND SERVICES AND TO PLACE NO FEWER THAN ONE HUNDRED GRADUATION COACHES IN EITHER MIDDLE OR HIGH SCHOOLS, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 360, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BAR TO BORROW FUNDS, SUBJECT TO THE APPROVAL OF THE GOVERNOR AND THE COUNCIL OF STATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

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S.B. 5, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CORPORATION THAT IS A MANUFACTURER, WHOLESALE DEALER, OR RETAIL DEALER OF CROSSBOWS MAY OBTAIN A CONTINUING PERMIT FOR THE PURCHASE OR RECEIPT OF CROSSBOWS UPON APPLICATION TO THE SHERIFF OF THE COUNTY IN WHICH THE CORPORATION IS LOCATED, AND TO PROVIDE THAT THE RECORD-KEEPING REQUIREMENT FOR SALES OF CROSSBOWS DOES NOT APPLY TO A MANUFACTURER OF CROSSBOWS AND DOES NOT APPLY TO A WHOLESALE DEALER OF CROSSBOWS WHEN THE SALES ARE TO OTHER WHOLESALE DEALERS OR RETAIL DEALERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 11.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 494, A BILL TO BE ENTITLED AN ACT ALLOWING A SUPERIOR COURT JUDGE TO PERFORM MARRIAGE CEREMONIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Williams, Goforth, Lucas, and E. Warren (Primary Sponsors); Faison, E. Floyd, McLawhorn, Randleman, Setzer, Spear, Starnes, Tarleton, R. Warren, and Wray:

H.B. 511, A BILL TO BE ENTITLED AN ACT TO REENACT THE SALES TAX REFUND FOR CERTAIN VOLUNTEER EMERGENCY RESPONSE PERSONNEL, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Holliman, Harrison, and Luebke (Primary Sponsors); M. Alexander, Cotham, Faison, Farmer-Butterfield, Hughes, Insko, Lucas, Pierce, Samuelson, Tarleton, Weiss, Womble, and Wray:

H.B. 512, A BILL TO BE ENTITLED AN ACT TO CREATE INCENTIVES FOR HIGH-PERFORMANCE HOMES AND RENEWABLE ENERGY, TO REQUIRE REPORTING ON ENERGY USAGE BY PUBLIC

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SCHOOLS AND STATE INSTITUTIONS OF HIGHER LEARNING, AND TO ADD THE DESIGN PRINCIPLES OF THE NC HEALTHY-BUILT HOMES PROGRAM TO THE CERTIFICATION OR RATING SYSTEMS THAT MAY QUALIFY FOR BUILDING PERMIT FEE REDUCTIONS OR PARTIAL REBATES ALLOWED BY COUNTIES AND CITIES IN ORDER TO ENCOURAGE CONSTRUCTION OF BUILDINGS USING SUSTAINABLE DESIGN TO ACHIEVE ENERGY EFFICIENCY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Lewis, Blackwood, E. Floyd, Hughes, Langdon, and Lucas:

H.B. 513, A BILL TO BE ENTITLED AN ACT TO CREATE THE LEGISLATIVE STUDY COMMITTEE ON THE IMPACT AND CONTROL OF FIRE ANTS IN NORTH CAROLINA, is referred to the Committee on Agriculture and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gillespie and Folwell (Primary Sponsors); Samuelson and Starnes:

H.B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A DONATE LIFE SPECIAL REGISTRATION PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Justus, Cleveland, McElraft, and Parmon (Primary Sponsors); Frye, Grady, Gulley, Hall, Hughes, Johnson, Killian, Langdon, Martin, McGee, Samuelson, R. Warren, and West:

H.B. 515, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CERTAIN SPECIAL PLATES THAT ARE AVAILABLE TO MILITARY VETERANS ARE ISSUED ONLY TO APPROPRIATE APPLICANTS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Transportation.

By Representatives Stam, Avila, Blackwood, Brown, Cleveland, Dollar, Gulley, Hurley, Justus, and Starnes:

H.B. 516, A BILL TO BE ENTITLED AN ACT TO INCREASE RECURRING REVENUES TO THE GENERAL FUND OF APPROXIMATELY SEVENTY MILLION DOLLARS PER YEAR WITHOUT

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RAISING TAXES BY REDIRECTING ANNUAL PAYMENTS DESIGNATED FOR THE GOLDEN L.E.A.F., INC., FROM THE MASTER SETTLEMENT FUNDS TO THE GENERAL FUND, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representative Hurley:

H.B. 517, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RANDLEMAN TO CHANGE THE DISTRIBUTION FORMULA FOR PROCEEDS FROM ABC STORES, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Local Government II.

By Representatives Blust, Tillis, Samuelson, and McCormick (Primary Sponsors); Blackwood, Brown, Burr, Burris-Floyd, Cleveland, Folwell, Guice, Gulley, Hilton, Holloway, Hurley, Killian, Langdon, McElraft, McGee, Sager, Starnes, Stevens, and West:

H.B. 518, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE NORTH CAROLINA EDUCATION LOTTERY TO THE NORTH CAROLINA STATE LOTTERY, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Harrison, Jones, Jeffus, and Adams (Primary Sponsors); and Hughes:

H.B. 519, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF GREENSBORO TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, is referred to the Committee on Local Government I and, if favorable, to the Committee on Energy and Energy Efficiency.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 29, A BILL TO BE ENTITLED AN ACT MODIFYING THE STANDARDS FOR SATELLITE ANNEXATIONS FOR THE TOWN OF NORWOOD, is read the first time and referred to the Committee on Local Government I.

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S.B. 195, A BILL TO BE ENTITLED AN ACT TO DIRECT THE UNIVERSITY OF NORTH CAROLINA INSTITUTE ON AGING, AND THE DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO TAKE A LEADERSHIP ROLE IN HELPING NORTH CAROLINA PREPARE FOR INCREASED NUMBERS OF OLDER ADULTS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is read the first time and referred to the Committee on Aging and, if favorable, to the Committee on Education.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 8 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO PROVIDE CELL PHONES TO INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 94 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS AN UNPAID VOLUNTEER IN A LOCAL SCHOOL ADMINISTRATIVE UNIT IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.J.R. 90, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF SUSAN RABON AND BRYAN BEATTY TO THE UTILITIES COMMISSION.

Representative Lewis moves that the bill be re-referred to the Committee on Appropriations.

Representative Lewis withdraws his motion.

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The bill passes its second reading, by electronic vote (112-5), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

INTRODUCTION OF PAGES

Pages for the week of March 9 are introduced to the membership. They are: Joshua Douglas of Wake; Rachel Douglas of Wake; Joshua Harrell of Gates; Justin Hess of Forsyth; Megan Jarrett of Guilford; Zachary Johnston of Union; Nefertete King of Duplin; Parker Lee of Davie; Margaret Meekins of Cumberland; Carson Meyer of Forsyth; Rani Patel of Wake; Julia Reese of Gaston; Adonna Rowland of Durham; Jessica Sheleg of Durham; and Caroline Smith of Wake.

On motion of Representative Owens, seconded by Representative Whilden, the House adjourns at 3:51 p.m. to reconvene March 11 at 3:00 p.m.

TWENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 11, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"You know our hearts and what is on our minds before we are even aware of it ourselves. We confess to You that there are many occasions when we work hard to put on a strong outward appearance while our insides are turning to mush. Grant us the grace to be honest with ourselves and with You so that whatever eats away at us and erodes our spirit can be excised and removed from us in order that we may be better able to become the people You have formed and created us to be. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

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Leaves of absence are granted Representatives Adams, Bell, and Parmon for today.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 90, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF SUSAN RABON AND BRYAN BEATTY TO THE UTILITIES COMMISSION. (RESOLUTION 2009-6)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 39, A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY REQUIRING BOATING SAFETY EDUCATION PRIOR TO OPERATING A VESSEL WITH A MOTOR OF TEN HORSEPOWER OR GREATER, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON MANDATORY BOATING SAFETY EDUCATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 97, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RESIDENTS OF THIS STATE WHO ARE SERVING ON FULL-TIME ACTIVE MILITARY DUTY OUTSIDE THIS STATE IN THE ARMED FORCES OF THE UNITED STATES OR A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES MAY HUNT OR FISH WHILE ON LEAVE IN THIS STATE WITHOUT OBTAINING A LICENSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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H.B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE INTERSTATE WILDLIFE VIOLATOR COMPACT INCLUDES VIOLATIONS OF MARINE RESOURCES LAW, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, with a favorable report and recommendation that the bill be re-referred to the Committee on Marine Resources and Aquaculture.

The bill is re-referred to the Committee on Marine Resources and Aquaculture.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 347, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF SOUTHPORT TO ENTER INTO AN ANNEXATION AGREEMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 225, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN INITIAL REVIEW OF APPEALS FOR REFUNDS OF OVERPAYMENT OF EXCISE STAMP TAXES FOR PURPOSES OF STREAMLINING RESOLUTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 322, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF WILLIAMSTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S OVERGROWN VEGETATION ORDINANCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 337, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF STATESVILLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 52, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FILING PERIOD FOR THE HAYWOOD COUNTY BOARD OF EDUCATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

The bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

H.B. 227, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WINSTON-SALEM TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN SUBSTANDARD RESIDENTIAL PROPERTY TO PROVIDE HOUSING FOR LOW AND MODERATE INCOME PERSONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 276, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF HENDERSONVILLE TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 320, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF CARTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 336, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF RICHLANDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

H.B. 357, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION BY DELETING FROM A 1981 LAW RELATING TO FILLING VACANCIES IN COUNTY BOARDS OF EDUCATION ELECTED ON A PARTISAN BASIS COUNTY BOARDS OF EDUCATION THAT IN FACT ARE NOT ELECTED ON A PARTISAN BASIS, with a favorable report and recommendation that the bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

The bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 99, A BILL TO BE ENTITLED AN ACT TO STUDY ALLOWING MILITARY PERSONNEL WHO HAVE COMPLETED MILITARY POLICE TRAINING FOR ANY BRANCH OF THE UNITED STATES ARMED FORCES TO RECEIVE CREDIT TOWARD COMPLETION OF THE BASIC LAW ENFORCEMENT TRAINING REQUIRED BY THE NORTH CAROLINA DEPARTMENT OF JUSTICE, DIVISION OF CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 356, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DEDUCTION FOR VOLUNTEER FIREFIGHTERS AND RESCUE SQUAD WORKERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 91, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, FOR PROJECT C.A.R.E. WHICH PROVIDES SUPPORT FOR INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS, AS RECOMMENDED BY

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THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 145, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, FOR PROJECT C.A.R.E. (CAREGIVER ALTERNATIVES TO RUNNING ON EMPTY), WHICH PROVIDES SUPPORT FOR INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 146, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENACT A PILOT PROGRAM TO ASSESS PROPOSED IMPROVEMENTS TO THE ADULT PROTECTIVE SERVICES STATUTES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative R. Warren, Chair, for the Committee on Alcoholic Beverage Control:

H.B. 186, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL GOVERNMENTS TO OBJECT TO THE LOCATION OF ALCOHOLIC BEVERAGE CONTROL STORES IF THE LOCAL GOVERNMENT HAS HELD A PUBLIC HEARING, TAKEN EVIDENCE, AND PASSED A RESOLUTION OBJECTING TO THE LOCATION OF AN ALCOHOLIC BEVERAGE CONTROL STORE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

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H.B. 249, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT TO ABC PERMITTEES WHO ARE REQUIRED TO RECYCLE BEVERAGE CONTAINERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 190, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE OF ENHANCED SOFTWARE AND SERVICES TO IDENTIFY AND REJECT IMPROPER MEDICAID CLAIMS BEFORE THE CLAIMS HAVE BEEN PAID, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 353, A BILL TO BE ENTITLED AN ACT TO DIRECT LEGISLATIVE DRAFTING OFFICES AND STATE AGENCIES TO USE CERTAIN RESPECTFUL REFERENCE TO PEOPLE WITH DISABILITIES IN THE PREPARATION OF LEGISLATION AND RULES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health.

The committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar.

By Representative Carney, Chair, for the Committee on Transportation:

H.B. 148, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A CONGESTION RELIEF AND INTERMODAL TRANSPORTATION 21ST CENTURY FUND, TO PROVIDE FOR ALLOCATION OF THOSE FUNDS TO: (1) LOCAL GOVERNMENTS AND TRANSPORTATION AUTHORITIES FOR PUBLIC TRANSPORTATION PURPOSES, (2) SHORT-LINE RAILROADS, FOR ASSISTANCE IN MAINTAINING AND EXPANDING FREIGHT SERVICE STATEWIDE, (3) RAILROADS FOR INTERMODAL FACILITIES, MULTIMODAL FACILITIES, AND INLAND PORTS, (4) MAKE CAPITAL IMPROVEMENTS ON RAIL LINES TO ALLOW IMPROVED FREIGHT SERVICE TO THE PORTS AND MILITARY INSTALLATIONS, (5) EXPAND INTERCITY PASSENGER RAIL SERVICE, TO EXTEND LEVELS OF LOCAL TRANSIT

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FUNDING AUTHORIZATION TO THREE URBAN REGIONS, AND ALLOW OTHER LOCAL GOVERNMENTS OPTIONS FOR LOCAL TRANSIT FUNDING, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 28, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY AND ADVISABILITY OF EXTENDING CREDITS TO FARMING AS A BUSINESS IN ANY "CAP-AND-TRADE" PROGRAM FOR GREENHOUSE GAS EMISSIONS IN WHICH THE STATE PARTICIPATES, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Tarleton:

H.B. 520, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF BOONE FOR THE PURCHASE OF A NEW FIRE TRUCK SO THAT THE TOWN CAN ADEQUATELY PROTECT APPALACHIAN STATE UNIVERSITY FROM FIRES, is referred to the Committee on Appropriations.

By Representatives Glazier, Insko, Bordsen, and Dickson (Primary Sponsors); M. Alexander, England, Faison, Farmer-Butterfield, Fisher, Jones, Lucas, McLawhorn, Pierce, Setzer, Wainwright, Weiss, and Wray:

H.B. 521, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CHILDREN'S ADVOCACY CENTERS, is referred to the Committee on Appropriations.

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By Representatives England and Farmer-Butterfield (Primary Sponsors); M. Alexander, Hughes, Hurley, Jones, Lucas, McLawhorn, Tarleton, and Womble:

H.B. 522, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, FOR START CRISIS SERVICES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Appropriations.

By Representatives England, M. Alexander, Faison, Farmer-Butterfield, and Weiss:

H.B. 523, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FURTHER PREVENT OR REDUCE NEURAL TUBE BIRTH DEFECTS BY CREATING A STATEWIDE VITAMIN DISTRIBUTION PROGRAM, is referred to the Committee on Appropriations.

By Representatives Goforth, Luebke, Jones, and Starnes (Primary Sponsors); Allred, Blust, Brown, Coates, Dollar, Justice, and McComas:

H.B. 524, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ANNEXATION STATUTES, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Luebke and Goforth (Primary Sponsors); Blackwood, Brown, Coates, Dollar, Justice, and Starnes:

H.B. 525, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LOCAL GOVERNMENT COMMISSION TO PROVIDE OVERSIGHT OF THE MUNICIPAL ANNEXATION PROCESS AND TO PROHIBIT INVOLUNTARY ANNEXATION INTO AN AREA CURRENTLY SERVED BY A CENTRAL WATER AND SEWER SYSTEM NOT OF THE ANNEXING MUNICIPALITY UNLESS AT LEAST ONE-HALF OF THE PROPERTY OWNERS CONSENT, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Wainwright, Burr, Faison, and Underhill:

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H.B. 526, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EACH SUPERIOR COURT JUDGESHIP SHALL BE ELECTED SEPARATELY, AS IS ALREADY PROVIDED FOR THE APPELLATE DIVISION AND DISTRICT COURT, AND THAT VACANCIES SHALL BE FILLED AT THE NEXT ELECTION FOR A FULL EIGHT-YEAR TERM AS IS ALREADY PROVIDED FOR THE APPELLATE DIVISION, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary III.

By Representatives Pierce, Bryant, Jones, and Ross (Primary Sponsors); M. Alexander, Farmer-Butterfield, Glazier, Harrison, Hughes, Insko, Justice, Lucas, Luebke, Samuelson, Wainwright, Weiss, Womble, and Wray:

H.B. 527, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON EX-OFFENDER REENTRY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Neumann:

H.B. 528, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES LOCATED IN GASTON COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Tolson and Farmer-Butterfield (Primary Sponsors); and Hughes:

H.B. 529, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION IN EDGEcombe COUNTY, is referred to the Committee on Wildlife Resources.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 89 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF GRANDFATHER MOUNTAIN STATE PARK TO THE STATE PARKS SYSTEM, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations.

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CALENDAR

Action is taken on the following:

S.B. 5, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CORPORATION THAT IS A MANUFACTURER, WHOLESALE DEALER, OR RETAIL DEALER OF CROSSBOWS MAY OBTAIN A CONTINUING PERMIT FOR THE PURCHASE OR RECEIPT OF CROSSBOWS UPON APPLICATION TO THE SHERIFF OF THE COUNTY IN WHICH THE CORPORATION IS LOCATED, AND TO PROVIDE THAT THE RECORD-KEEPING REQUIREMENT FOR SALES OF CROSSBOWS DOES NOT APPLY TO A MANUFACTURER OF CROSSBOWS AND DOES NOT APPLY TO A WHOLESALE DEALER OF CROSSBOWS WHEN THE SALES ARE TO OTHER WHOLESALE DEALERS OR RETAIL DEALERS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 127 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (110-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

On motion of Representative Owens, the serial referral for **H.B. 442**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE WRITTEN PERMISSION OF A PARENT OR GUARDIAN BEFORE A CHILD RECEIVES CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS AND TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REPORT OCCURRENCES OF CORPORAL PUNISHMENT, is changed from the Committee on Judiciary II to the Committee on Judiciary I.

On motion of Representative Owens, seconded by Representative Mobley, the House adjourns at 3:39 p.m. to reconvene March 12 at 12:00 Noon.

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TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 12, 2009

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God, Giver of every good and perfect gift, we thank You for the assurance of your Presence with us in both good and difficult times. We confess that it is much easier to trust You in times of plenty. It can prove quite an effort to find the energy to trust You in times of need. Given the report of the steep rise in unemployment in our State, our folks are struggling in so many different ways. O God, empower this Body with the wisdom and courage to find rays of hope and avenues of encouragement for them. Work through us and infuse us with bold ideas to help our people find comfort in times of pain, hope in times of sorrow, and faith in times of doubt. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Adams, Bell, Current, Hilton, Parmon, and Rhyne for today.

Pursuant to Rule 54, the Chair grants a leave of absence to the Principal Clerk, Denise G. Weeks.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor by Special Message:

S.B. 5, AN ACT TO PROVIDE THAT A CORPORATION THAT IS A MANUFACTURER, WHOLESALE DEALER, OR RETAIL DEALER OF CROSSBOWS MAY OBTAIN A CONTINUING PERMIT FOR THE PURCHASE OR RECEIPT OF CROSSBOWS UPON APPLICATION TO THE SHERIFF OF THE COUNTY IN WHICH THE CORPORATION IS LOCATED, AND TO PROVIDE THAT THE RECORD-KEEPING

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REQUIREMENT FOR SALES OF CROSSBOWS DOES NOT APPLY TO A MANUFACTURER OF CROSSBOWS AND DOES NOT APPLY TO A WHOLESALE DEALER OF CROSSBOWS WHEN THE SALES ARE TO OTHER WHOLESALE DEALERS OR RETAIL DEALERS.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 164, AN ACT TO EXPAND THE BOARD OF COMMISSIONERS OF THE TOWN OF GODWIN FROM THREE TO FOUR MEMBERS AND ALLOW THE MAYOR TO VOTE ON ALL ISSUES.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Carney, Chair, for the Committee on Transportation:

S.B. 37 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 22, A BILL TO BE ENTITLED AN ACT TO ENHANCE YOUTH EMPLOYMENT PROTECTIONS BY REQUIRING THE COMMISSIONER OF LABOR TO REPORT ON ENFORCEMENT ACTIVITIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 23, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 95 OF THE GENERAL STATUTES TO PROTECT THE HEALTH AND SAFETY OF CHILDREN BY INCREASING THE PENALTIES FOR

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VIOLATIONS OF CHILD LABOR LAWS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 85, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON RAFFLE PRIZES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 473, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MAGISTRATE WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 274, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW CONCERNING THE RECOGNITION OF FOREIGN MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

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H.B. 157, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON HIGH-SPEED INTERNET IN RURAL AREAS, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 309, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON AN ACT TO PROTECT CUSTOMERS PURCHASING TICKETS VIA THE INTERNET, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

Representatives Bell and Lucas, Chairs, for the Standing Committee on Education, refer the following bills to the Education Subcommittee on Community Colleges:

H.B. 391, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO OFFER NONCREDIT COURSES IN SAFE DRIVING TO HIGH SCHOOL STUDENTS DURING THE SCHOOL YEAR.

H.B. 490, A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL PURCHASING FLEXIBILITY TO COMMUNITY COLLEGES AND TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY THE NEED FOR FURTHER PURCHASING FLEXIBILITY.

H.B. 491, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO TEACH DEVELOPMENTAL COURSES AND COLLEGE SUCCESS SKILLS COURSES AT ANY TIME DURING THE YEAR, INCLUDING THE SUMMER TERM AND TO EARN BUDGET FTE FOR THE COURSES.

H.B. 492, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO EARN BUDGET FTE FOR CERTAIN OCCUPATIONAL EXTENSION COURSES.

Representatives Adams, M. Alexander, Crawford, Haire, Jeffus, Michaux, Tolson, and Yongue, Chairs for the Standing Committee on Appropriations, refer **H.B. 102**, A BILL TO BE ENTITLED AN ACT TO ENACT A

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TECHNICAL AMENDMENT TO A SESSION LAW PERTAINING TO BUDGET CODE REFERENCES, to the Appropriations Subcommittee on Health and Human Services.

By Representative Cotham, Chair, for the Education Subcommittee on Pre-School, Elementary and Secondary Education, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL-TEACHERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representative Womble, Chair, for the Education Subcommittee on Universities, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 83, A BILL TO BE ENTITLED AN ACT TO LIMIT TO ACADEMIC SCHOLARSHIPS A BUDGET PROVISION GRANTING IN-STATE TUITION TO CERTAIN FULL SCHOLARSHIP STUDENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 307, A BILL TO BE ENTITLED AN ACT ESTABLISHING A PROCESS TO SET ASIDE AN ORDER OF PATERNITY OR AN AFFIDAVIT OF PARENTAGE UNDER LIMITED CIRCUMSTANCES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Glazier, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Appropriations.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Blue, Carney, and Brubaker (Primary Sponsors); Earle and Lucas:

H.B. 530, A BILL TO BE ENTITLED AN ACT FURTHER AUTHORIZING THE UTILITIES COMMISSION TO DETERMINE THE UNIVERSAL SERVICE PROVIDER IN CERTAIN SUBDIVISIONS AND AREAS, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Judiciary II.

By Representatives Tolson and Farmer-Butterfield (Primary Sponsors); E. Floyd and Hughes:

H.B. 531, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Tolson, Rapp, Lucas, and Wilkins (Primary Sponsors); Faison, McLawhorn, Spear, Tarleton, and E. Warren:

H.B. 532, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE E-NC AUTHORITY TO SUPPORT CONNECTIVITY INITIATIVES AND TO ADVANCE TECHNOLOGY-BASED ECONOMIC DEVELOPMENT THROUGHOUT THE STATE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Appropriations.

By Representatives R. Warren and Setzer (Primary Sponsors); and E. Floyd:

H.B. 533, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF HICKORY AND CONOVER TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Luebke, Brubaker, Carney, Gibson, Hill, Lucas, McComas, McGee, and Wainwright:

March 12, 2009

H.B. 534, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED IN DEFINING AND DETERMINING CERTAIN STATE TAX PROVISIONS, is referred to the Committee on Finance.

By Representatives Cotham, Insko, England, and Stewart (Primary Sponsors); M. Alexander, Blue, Boles, Brown, Bryant, Burris-Floyd, Carney, Current, Earle, Faison, Gibson, Glazier, Goforth, Gulley, Harrell, Harrison, Howard, Jones, Lucas, Mackey, McLawhorn, Rapp, Tarleton, Tillis, Wainwright, Whilden, and Wilkins:

H.B. 535, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH INSURERS, INCLUDING THE STATE HEALTH PLAN, TO PROVIDE COVERAGE FOR THE DIAGNOSIS AND TREATMENT OF LYMPHEDEMA, is referred to the Committee on Health and, if favorable, to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Cotham, Glazier, England, and Blue (Primary Sponsors); M. Alexander, Boles, Brown, Bryant, Carney, Current, Faison, Fisher, E. Floyd, Harrison, Holliman, Howard, Insko, Jackson, Jones, Lucas, Mackey, McLawhorn, Pierce, Stewart, Tarleton, Tillis, Tolson, Wainwright, E. Warren, Whilden, and Yongue:

H.B. 536, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE TASK FORCE ON SPORTS INJURIES, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cotham, Faison, Lucas, and Blackwood (Primary Sponsors); M. Alexander, Blue, Carney, Earle, Fisher, E. Floyd, Glazier, Goodwin, Harrison, Insko, Jackson, Jeffus, Jones, Love, Mackey, Rapp, Spear, Tarleton, Tillis, E. Warren, Whilden, Wiley, Womble, and Yongue:

H.B. 537, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT TEACHERS WHO BECOME ASSISTANT PRINCIPALS DO NOT EXPERIENCE A DECREASE IN MONTHLY PAY, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Cotham and Tillis (Primary Sponsors); K. Alexander, M. Alexander, Carney, Gulley, Killian, and Samuelson:

March 12, 2009

H.B. 538, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO MAINTAIN A CAMPUS POLICE AGENCY, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary I.

By Representatives Rapp, Glazier, England, and Lucas (Primary Sponsors); Allen, Allred, Blue, Bordsen, Brisson, Burr, Carney, Cleveland, Cotham, Current, Dickson, Dockham, Earle, Farmer-Butterfield, Fisher, Frye, Goforth, Grady, Haire, Hall, Harrell, Harrison, Holliman, Howard, Hughes, Hurley, Insko, Johnson, Jones, Justice, Justus, Lewis, McElraft, McLawhorn, Moore, Neumann, Owens, Parmon, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Tarleton, Tucker, Underhill, Wainwright, R. Warren, Wilkins, and Williams:

H.B. 539, A BILL TO BE ENTITLED AN ACT TO MERGE THE "MORE AT FOUR" PROGRAM WITH THE NORTH CAROLINA PARTNERSHIP FOR CHILDREN, INC., is referred to the Committee on Education and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Ross and Dickson (Primary Sponsors); M. Alexander, Carney, Dockham, Faison, Farmer-Butterfield, Fisher, Harrison, Hughes, Insko, Lucas, Luebke, McLawhorn, Mobley, Wainwright, and Womble:

H.B. 540, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FUNDS FOR THE COMMUNITY COLLEGE CHILD CARE PROGRAM, is referred to the Committee on Appropriations.

By Representative Harrison:

H.B. 541, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENSBORO TO INCREASE ITS MOTOR VEHICLE TAX BY UP TO AN ADDITIONAL SIX DOLLARS PER YEAR, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Harrison, Ross, Weiss, and Martin (Primary Sponsors):

H.B. 542, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF NORTH CAROLINA STATE UNIVERSITY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

March 12, 2009

By Representatives Tarleton, Tolson, R. Warren, and Wiley (Primary Sponsors); Dockham, Frye, and Starnes:

H.B. 543, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PENALTY FOR COMMUNITY COLLEGE AUDIT EXCEPTIONS, is referred to the Committee on Education and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Dollar, Rhyne, Tillis, and McElraft (Primary Sponsors); Allred, Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dockham, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hilton, Holloway, Howard, Hurley, Johnson, Justice, Justus, Killian, Langdon, Lewis, McComas, McCormick, McGee, Mills, Moore, Neumann, Randleman, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Stiller, West, and Wiley:

H.B. 544, A BILL TO BE ENTITLED AN ACT TO REQUIRE ECONOMIC IMPACT STATEMENTS ON ALL BILLS THAT PROPOSE REGULATORY CHANGES, SIMILAR TO THE FISCAL NOTES THAT AGENCIES MUST PREPARE DURING RULE MAKING, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Wilkins, Luebke, and Hall (Primary Sponsors); and Hughes:

H.B. 545, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP A MASTER PLAN FOR THE HISTORIC STAGVILLE PLANTATION, is referred to the Committee on Appropriations.

By Representatives Rhyne and Setzer:

H.B. 546, A BILL TO BE ENTITLED AN ACT EXPANDING PERMITTED USES OF 911 FUNDS IN LINCOLN COUNTY, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

By Representative Guice:

H.B. 547, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIRED SCHOOL OPENING AND CLOSING DATES IN THREE LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Education and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

March 12, 2009

By Representatives Glazier, Fisher, Tarleton, and Martin (Primary Sponsors); Adams, K. Alexander, M. Alexander, Allen, Allred, Bell, Blue, Boles, Bordsen, Bryant, Carney, Coates, Cole, Cotham, Dickson, Earle, England, Faison, Farmer-Butterfield, E. Floyd, Gibson, Goodwin, Haire, Hall, Harrell, Harrison, Holliman, Hughes, Insko, Jackson, Jeffus, Jones, Lucas, Luebke, Mackey, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Stewart, Tolson, Underhill, Wainwright, Weiss, Whilden, Wilkins, Womble, Wray, and Yongue:

H.B. 548, A BILL TO BE ENTITLED AN ACT TO ENACT THE SCHOOL VIOLENCE PREVENTION ACT, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary I.

By Representatives Tucker, Brown, Faison, Gulley, Hughes, McLawhorn, Spear, Starnes, Stewart, Tarleton, Wainwright, and E. Warren:

H.B. 549, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND AND TO APPROPRIATE FUNDS TO REPAY THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND IN FULL AND TO FULLY FUND THE ANNUAL REQUIRED CONTRIBUTION, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representative Dockham:

H.B. 550, A BILL TO BE ENTITLED AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF DENTON FROM TWO TO FOUR YEARS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Dockham and Brown:

H.B. 551, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TAKING FOXES WITH WEAPONS AND BY TRAPPING IN DAVIDSON COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives Sager and Brown:

H.B. 552, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GOLDSBORO, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

March 12, 2009

By Representatives Wainwright, Brubaker, Carney, Gibson, Hill, Lucas, Luebke, McComas, McGee, and Weiss:

H.B. 553, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE TAX AND RELATED LAWS, is referred to the Committee on Finance.

By Representatives Justus and Goforth (Primary Sponsors); Hurley, Randleman, and Wainwright:

H.B. 554, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF FENCES AROUND SAMARKAND YOUTH DEVELOPMENT CENTER AND DOBBS YOUTH DEVELOPMENT CENTER, is referred to the Committee on Appropriations.

By Representatives Tillis, Blust, Brown, Burr, Cleveland, Gully, Lewis, and West:

H.B. 555, A BILL TO BE ENTITLED AN ACT MAKING A PUBLIC RECORD ANY COMMUNICATION BY A PUBLIC OFFICER REGARDING THE QUALIFICATIONS OF AN APPLICANT FOR STATE EMPLOYMENT OR APPOINTMENT, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

By Representatives Folwell, McGee, Owens, and Randleman (Primary Sponsors); Brown, Faison, Justice, and Lewis:

H.B. 556, A BILL TO BE ENTITLED AN ACT TO ENACT THE TREASURER'S GOVERNANCE AND TRANSPARENCY ACT OF 2009, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

By Representatives Folwell, Pierce, Guice, and Stevens (Primary Sponsors); Brown, Faison, Harrison, Holloway, Lewis, and Moore:

H.B. 557, A BILL TO BE ENTITLED AN ACT TO ENACT THE FUTURE VOLUNTEER FIREFIGHTERS & RESCUE SQUAD MEMBERS ACT OF NORTH CAROLINA, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Weiss and Gibson (Primary Sponsors); Brubaker, Carney, Harrison, Hill, Insko, Lucas, Luebke, McGee, and Wainwright:

March 12, 2009

H.B. 558, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE SALES AND USE TAX STATUTES BY TREATING MUSIC, MOVIES, BOOKS, AND COMPUTER SOFTWARE THAT ARE DELIVERED ELECTRONICALLY THE SAME AS THOSE THAT ARE PURCHASED IN A TANGIBLE MEDIUM AND BY REVISING THE "MAIL ORDER" SALES TAX PROVISIONS TO INCLUDE SPECIFIC REFERENCES TO INTERNET SALES, is referred to the Committee on Finance.

By Representative E. Warren:

H.B. 559, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS WHERE A RECOMMISSIONED NOTARY FAILED TO TAKE THE OATH OF OFFICE AGAIN, is referred to the Committee on Judiciary II.

By Representatives Johnson and Barnhart (Primary Sponsors):

H.B. 560, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MIDLAND TO PARTICIPATE IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM WITHOUT PROVIDING PRIOR SERVICE CREDITS TO ITS EMPLOYEES, is referred to the Committee on Local Government II and, if favorable, to the Committee on Pensions and Retirement.

By Representatives Johnson and Barnhart (Primary Sponsors):

H.B. 561, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CABARRUS COUNTY TO LEVY A ONE-QUARTER CENT LOCAL SALES AND USE TAX FOR ROAD CONSTRUCTION PURPOSES, IF APPROVED BY THE VOTERS OF THE COUNTY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Spear, Hill, and McGee (Primary Sponsors); and Lewis:

H.J.R. 562, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JACKLYN "JACK" HAROLD LUCAS, ONE OF THE YOUNGEST MEDAL OF HONOR RECIPIENTS OF THE TWENTIETH CENTURY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Spear:

March 12, 2009

H.B. 563, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWN OF EDENTON MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Tolson and Farmer-Butterfield (Primary Sponsors):

H.B. 564, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

BILL WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 459**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ROCKY MOUNT TO ALLOW THE CITY TO ENACT A FAIR HOUSING ORDINANCE, is withdrawn from the Committee on Local Government I and re-referred to the Committee on Local Government II.

Representative Owens moves, seconded by Representative Folwell, that the House adjourn, subject to the receipt of Committee Reports, to reconvene Monday, March 16, 2009, at 7:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and permanent subcommittee are presented:

By Representatives Earle, England, and Insko, Chairs, for the Appropriations Subcommittee on Health and Human Services, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 102, A BILL TO BE ENTITLED AN ACT TO ENACT A TECHNICAL AMENDMENT TO A SESSION LAW PERTAINING TO BUDGET CODE REFERENCES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 16.

By Representative Sutton, Chair, for the Committee on Judiciary III:

March 12, 2009

H.B. 417, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LIMITED PROVISIONAL LICENSES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Transportation.

The committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

S.B. 37 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 16.

The House stands adjourned at 2:10 p.m.

TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 16, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"You show incredible patience with us as we tarry to and fro in the rat race of life. We live in such a fast-paced world and often crave fast-food theology. We think we have the right to stay out of relationship with You until our hearts grow hungry and our spirits become parched. Only then do we pull up to heaven's drive-through window demanding that our needs be met. Remind us that we don't make all of the rules and that our life requires us to be patient and wait upon the Lord. Show us that when we are able to exercise this discipline and self-control that by Your mercy, You will mount us upon eagle's wings and give us the strength to run and not grow weary, to walk and not faint. Amen."

March 16, 2009

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brown, England, Hilton, Parmon, Samuelson, and Stiller for today.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 164, AN ACT TO EXPAND THE BOARD OF COMMISSIONERS OF THE TOWN OF GODWIN FROM THREE TO FOUR MEMBERS AND ALLOW THE MAYOR TO VOTE ON ALL ISSUES. (S.L. 2009-5)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 212, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF HEALTH INSURANCE PILOT DEMONSTRATION PROJECTS IN INTERESTED COUNTIES TO PROVIDE A MODEL FOR AFFORDABLE EMPLOYER-BASED HEALTH INSURANCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

March 16, 2009

H.B. 120 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 17. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Womble, Chair, for the Education Subcommittee on Universities, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 256, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE UNIVERSITY OF NORTH CAROLINA AND ITS CONSTITUENT INSTITUTIONS SHALL NOT COUNT OUT-OF-STATE STUDENTS AS IN-STATE STUDENTS FOR ANY CALCULATION OF THE UNIVERSITY SYSTEM'S STUDENT POPULATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Gibson:

H.B. 565, A BILL TO BE ENTITLED AN ACT TO ALLOW UNION COUNTY TO ADJUST ITS FIRE PROTECTION FEES, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representative Gibson:

H.B. 566, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MONROE TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR THE CHARLOTTE-MONROE EXECUTIVE AIRPORT, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

March 16, 2009

By Representative Gibson:

H.B. 567, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MAYOR OF THE CITY OF MONROE SHALL BE ELECTED FOR A FOUR-YEAR TERM, is referred to the Committee on Local Government II and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Gibson and Lucas:

H.B. 568, A BILL TO BE ENTITLED AN ACT TO REMOVE BILLING IN EXCESS OF COST FOR TAXPAYERS UTILIZING THE PERCENTAGE OF COMPLETION METHOD IN DETERMINING CAPITAL BASE FOR FRANCHISE TAX PURPOSES, is referred to the Committee on Finance.

By Representatives Gibson and Lucas:

H.B. 569, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF WATER QUALITY OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO AUTHORIZE USE OF THREE-SIDED, OPEN-BOTTOM, OR BOTTOMLESS CULVERTS ON PRIVATE PROPERTY, BASED ON SOUND ENGINEERING PRACTICE, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE, is referred to the Committee on Transportation and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Gibson and Lucas:

H.B. 570, A BILL TO BE ENTITLED AN ACT TO AMEND THE PRIVATE PROTECTIVE SERVICES ACT, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Goforth, Brown, Dollar, and Steen (Primary Sponsors); Bell, Blackwood, Bryant, Dockham, Justus, Langdon, McComas, and Tillis:

H.B. 571, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS, AS ENDORSED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON MUNICIPAL ANNEXATION, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

March 16, 2009

By Representatives Goforth, Fisher, and Whilden (Primary Sponsors):

H.B. 572, A BILL TO BE ENTITLED AN ACT TO DIRECT THAT THE CONSTRUCTION OF A NURSING HOME FOR VETERANS IN THE WESTERN PART OF THE STATE SHALL BE BUILT IN BLACK MOUNTAIN, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Moore, England, and Burris-Floyd (Primary Sponsors):

H.B. 573, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLEVELAND COMMUNITY COLLEGE TO ENTER INTO A COLLABORATIVE AGREEMENT WITH THE CLEVELAND COUNTY, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

By Representatives Moore, Current, and Burris-Floyd (Primary Sponsors):

H.B. 574, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE BATTLE OF KINGS MOUNTAIN, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Moore and Jones:

H.B. 575, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF KINGS MOUNTAIN TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Braxton and Brisson (Primary Sponsors); M. Alexander, Bryant, Burris-Floyd, Dollar, Insko, Lucas, McLawhorn, Randleman, E. Warren, and R. Warren:

H.B. 576, A BILL TO BE ENTITLED AN ACT TO EMPOWER AUTHORIZED REPRESENTATIVES OF LOCAL MANAGEMENT ENTITIES TO INSPECT LICENSED FACILITIES THAT PROVIDE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Finance.

March 16, 2009

By Representatives Weiss, Earle, M. Alexander, and Farmer-Butterfield (Primary Sponsors); Bell, Bryant, Carney, Coates, Faison, Fisher, Hall, Hughes, Jones, Lucas, Luebke, McLawhorn, Pierce, Tarleton, Wainwright, E. Warren, and Womble:

H.B. 577, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT AND SUSTAINABILITY OF HEALTHY CAROLINIANS PARTNERSHIPS HEALTH PROMOTION INITIATIVES IN EACH COUNTY, is referred to the Committee on Appropriations.

By Representatives Bryant, Michaux, Allen, and Harrison (Primary Sponsors); Hall, Lucas, Parmon, Pierce, Wainwright, and Womble:

H.B. 578, A BILL TO BE ENTITLED AN ACT TO PROHIBIT ATTORNEYS REPRESENTING PARTIES IN A PARTITION ACTION FROM SERVING AS COMMISSIONERS TO DIVIDE THE LAND, EXCEPT BY CONSENT OF THE PARTIES, AND TO SPECIFY WHO MAY NOT HOLD A PARTITION SALE OF PROPERTY AND WHO MAY NOT PURCHASE PROPERTY IN A PARTITION SALE, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Bryant, Michaux, Allen, and Harrison (Primary Sponsors); Hall, Lucas, Parmon, Pierce, Wainwright, and Womble:

H.B. 579, A BILL TO BE ENTITLED AN ACT TO PROVIDE A BUYOUT OPTION IN THE PARTITION PROCEDURES WHEREBY NONPETITIONING EXISTING OWNERS MAY BUY OUT THEIR CO-OWNERS WHO SEEK THE SALE OF THE PROPERTY, TO CHANGE THE CURRENT PURELY ECONOMIC "SUBSTANTIAL INJURY" TEST TO DETERMINE WHEN A COURT SHOULD ORDER A PARTITION SALE INTO A MULTIPLE FACTOR TEST THAT ALSO CONSIDERS NONECONOMIC FACTORS, AND TO PROHIBIT THE ASSESSMENT OF ATTORNEYS' FEES IN A PARTITION SALE AGAINST A CO-OWNER WHO OPPOSES THE PARTITION SALE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Bryant, Michaux, Allen, and Blue (Primary Sponsors); Hall, Harrison, Jones, Lucas, Parmon, Pierce, Wainwright, and Womble:

March 16, 2009

H.B. 580, A BILL TO BE ENTITLED AN ACT TO PROVIDE GREATER NOTICE TO PARTIES WHO MAY BE UNKNOWN IN A PARTITION PROCEEDING, TO CODIFY THE CURRENT PRACTICE OF GRANTING OWNERS CREDIT FOR THEIR EXISTING INTEREST IN LAND WHEN BIDDING ON A PARTITION SALE, AND TO REQUIRE A COURT TO ORDER AN INDEPENDENT APPRAISAL IF A PARTY TO THE PARTITION CHALLENGES THE AMOUNT BID IN A PARTITION SALE, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Bryant, Spear, Stam, and Michaux (Primary Sponsors); Blue, Hall, Harrison, Jones, Lucas, Parmon, Pierce, Wainwright, and Womble:

H.B. 581, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE FOR THE COMMISSIONERS IN A PARTITION ACTION TO REPORT BACK TO THE COURT ON THEIR PROPOSED DIVISION OF THE LAND, AND TO EXTEND THE DEADLINE FOR RESPONDING TO A SUMMONS IN A PARTITION ACTION FROM TEN DAYS TO THIRTY DAYS, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Glazier, Cotham, Lucas, and Wiley (Primary Sponsors); M. Alexander, Bell, Farmer-Butterfield, Fisher, Jones, and Pierce:

H.B. 582, A BILL TO BE ENTITLED AN ACT PROVIDING FOR COMPLIANCE WITH FEDERAL LAW REQUIRING THE PROVISION OF EDUCATIONAL SERVICES TO STUDENTS TRANSFERRING INTO A NORTH CAROLINA SCHOOL DISTRICT WHILE UNDER A TERM OF SUSPENSION OR EXPULSION, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Ross, Blue, and Weiss (Primary Sponsors); M. Alexander, Bell, Harrison, and Lucas:

H.B. 583, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT AN ADEQUATE STATE REMEDY IS PROVIDED IN ACTIONS AGAINST LOCAL SCHOOL BOARDS ONLY WHEN SOVEREIGN IMMUNITY IS WAIVED, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

March 16, 2009

By Representatives Glazier, Rapp, Parmon, and Yongue (Primary Sponsors); M. Alexander, Bell, Blackwood, Dockham, Farmer-Butterfield, Harrison, Jones, Lucas, Pierce, Wainwright, and Womble:

H.B. 584, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SCHOOL FUNDING FLEXIBILITY PILOT PROGRAM, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Dickson, Grady, and Lucas (Primary Sponsors); Jones, Pierce, Wainwright, and Womble:

H.B. 585, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ADM CONTINGENCY RESERVE FOR SCHOOL SYSTEMS EXPERIENCING AN INCREASE IN STUDENT POPULATION RESULTING FROM BRAC ACTIVITY, is referred to the Committee on Appropriations.

By Representatives Glazier, Ross, Rapp, and Martin (Primary Sponsors); K. Alexander, M. Alexander, Allen, Bell, Blue, Bordsen, Brisson, Bryant, Carney, Coates, Cole, Cotham, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Goforth, Goodwin, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Insko, Jackson, Jeffus, Jones, Love, Lucas, Luebke, Mackey, McLawhorn, Mobley, Owens, Pierce, Stewart, Tarleton, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Womble, Wray, and Yongue:

H.B. 586, A BILL TO BE ENTITLED AN ACT TO EXPAND THE VOTER-OWNED ELECTIONS ACT TO COVER ADDITIONAL COUNCIL OF STATE POSITIONS AND TO MAKE TECHNICAL CHANGES TO THE ACT, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

By Representative Tarleton:

H.B. 587, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CEMETERY ACT BY ELIMINATING THE ABILITY TO POST A PERFORMANCE BOND IN LIEU OF DEPOSITS TO TRUST ACCOUNTS, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representative Owens:

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H.B. 588, A BILL TO BE ENTITLED AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA, is referred to the Committee on Agriculture and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives England, M. Alexander, Wiley, and Glazier (Primary Sponsors); Bell, Brisson, Carney, Crawford, Faison, Farmer-Butterfield, Harrison, Insko, Jackson, Jeffus, Jones, Lucas, Martin, McElraft, McLawhorn, Pierce, Randleman, Sutton, Tarleton, Wainwright, E. Warren, Whilden, and Williams:

H.B. 589, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS AND THE STATE HEALTH PLAN TO COVER HEARING AIDS AND REPLACEMENT HEARING AIDS, is referred to the Committee on Health and, if favorable, to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Randleman, McCormick, Howard, and Brisson (Primary Sponsors); Burr, Current, Dockham, Dollar, England, Farmer-Butterfield, Gibson, Guice, Hughes, Hurley, Johnson, Jones, McElraft, Sager, Stevens, Tarleton, Whilden, and Womble:

H.B. 590, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON GRANDPARENTS' VISITATION RIGHTS, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Stiller and Dockham:

H.B. 591, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE TOWN OF OAK ISLAND, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives E. Warren, McLawhorn, and Williams (Primary Sponsors); Faison and Harrison:

H.B. 592, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MILL REHABILITATION TAX CREDIT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

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By Representatives Luebke, M. Alexander, England, and Rapp (Primary Sponsors); Carney, Fisher, Goforth, Hall, Harrison, Insko, R. Warren, and Weiss:

H.B. 593, A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL STARTING DATE FOR STUDENTS, is referred to the Committee on Education and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Coates, Steen, Williams, and Lucas (Primary Sponsors); Allen, Barnhart, Bell, Braxton, Burr, Burris-Floyd, Cole, Current, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Frye, Glazier, Goforth, Goodwin, Grady, Guice, Hall, Harrison, Holliman, Howard, Hughes, Hurley, Johnson, Jones, Justice, Justus, Killian, Lewis, Martin, McElraft, McLawhorn, Mills, Moore, Neumann, Pierce, Randleman, Sager, Setzer, Spear, Stam, Stevens, Tarleton, Tillis, Underhill, Wainwright, and E. Warren:

H.B. 594, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DISABLED VETERAN PROPERTY TAX HOMESTEAD EXCLUSION, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives K. Alexander, Faison, and Jones (Primary Sponsors); M. Alexander, Bell, Carney, Cotham, Current, Farmer-Butterfield, E. Floyd, Hughes, Jackson, Lucas, Mackey, Michaux, Pierce, Samuelson, Tarleton, Tolson, and Wainwright:

H.B. 595, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMITTEE ON HIGH-SPEED INTERNET IN UNDERSERVED URBAN AREAS, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Fisher, Yongue, Langdon, and Rapp (Primary Sponsors); M. Alexander, Bordsen, Goforth, Jones, Justus, Lucas, Luebke, Martin, McCormick, Samuelson, Tarleton, Underhill, R. Warren, and Whilden:

H.B. 596, A BILL TO BE ENTITLED AN ACT DESIGNATING APRIL AS WOODWORKING MONTH IN NORTH CAROLINA, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Sutton and Pierce:

H.B. 597, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA INDIAN CULTURAL CENTER, is referred to the Committee on Appropriations.

By Representatives Sutton and Pierce:

H.B. 598, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RIVERSIDE GOLF COURSE ADJACENT TO THE NORTH CAROLINA INDIAN CULTURAL CENTER, is referred to the Committee on Appropriations.

By Representatives Insko and M. Alexander (Primary Sponsors); Farmer-Butterfield, Glazier, Harrison, Pierce, Rapp, Tarleton, and Wainwright:

H.B. 599, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A PILOT REGIONAL SPECIAL EDUCATION FUND TO SUPPORT MULTIDISCIPLINARY ASSESSMENT SERVICES FOR CHILDREN WITH SEVERE COMMUNICATION AND MOBILITY DISABILITIES WHO HAVE GOOD ACADEMIC POTENTIAL, is referred to the Committee on Appropriations.

By Representatives Insko, Bordsen, M. Alexander, and Earle (Primary Sponsors); Bryant, Crawford, Farmer-Butterfield, Harrison, Hughes, Lucas, McLawhorn, Pierce, Rapp, Tarleton, and Wainwright:

H.B. 600, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL CHILDREN IN NORTH CAROLINA ELIGIBLE FOR HEALTH SERVICES UNDER NC HEALTH CHOICE OR NC KIDS' CARE RECEIVE MENTAL HEALTH SERVICES, AS RECOMMENDED BY THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Appropriations.

By Representatives Insko, Bordsen, M. Alexander, and Earle (Primary Sponsors); Bryant, Farmer-Butterfield, Harrison, Jeffus, Jones, Lucas, McLawhorn, Pierce, Rapp, Tarleton, Wainwright, E. Warren, and Womble:

H.B. 601, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FULLY FUND NC HEALTH CHOICE AND TO IMPLEMENT NC KIDS' CARE, AS RECOMMENDED BY THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, is referred to the Committee on Appropriations.

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By Representatives Insko, M. Alexander, Bordsen, and Farmer-Butterfield (Primary Sponsors); Crawford, Harrison, Hughes, McLawhorn, Pierce, Tarleton, and Wainwright:

H.B. 602, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, FOR EXPANSION OF SERVICES AND SUPPORT FOR PERSONS WITH MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND ADDICTIVE DISEASES, AS RECOMMENDED BY THE COALITION (FORMERLY COALITION 2001), is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Appropriations.

By Representatives Insko, M. Alexander, Earle, Farmer-Butterfield, and Harrison:

H.B. 603, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE UNIVERSITY OF NORTH CAROLINA KIDNEY CENTER, is referred to the Committee on Appropriations.

By Representatives Insko, Faison and Pierce:

H.B. 604, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PROJECT TURN AROUND, is referred to the Committee on Appropriations.

By Representatives Harrison and Justice (Primary Sponsors); M. Alexander, Hall, Insko, Luebke, and Weiss:

H.B. 605, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DISCLOSURE OF COASTAL HAZARDS TO PROSPECTIVE PURCHASERS OF COASTAL PROPERTIES, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce and, if favorable, to the Committee on Appropriations.

By Representatives Harrison and Bryant:

H.B. 606, A BILL TO BE ENTITLED AN ACT TO ADD THE DEFINITION OF BIODIESEL TO THE ENERGY CREDIT BANKING AND SELLING PROGRAM FOR THE QUALITY AND SAFETY OF MOTORISTS, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

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By Representatives Harrison, Luebke, Underhill, and Justice (Primary Sponsors); Bryant, Farmer-Butterfield, Glazier, Insko, and Jones:

H.B. 607, A BILL TO BE ENTITLED AN ACT TO PHASE OUT TRADITIONAL ANIMAL WASTE MANAGEMENT SYSTEMS THAT SERVE SWINE FARMS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representatives M. Alexander and Earle:

H.B. 608, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A TITLE BE PROVIDED BY A SELLER FOR A TRANSACTION WITH A SECONDARY METALS RECYCLER OR A SALVAGE YARD AND TO AMEND A TITLE FOR A MOTOR VEHICLE IN HAND BEFORE THE VEHICLE MAY BE SOLD TO A SECONDARY METALS RECYCLER OR A SALVAGE YARD, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 64 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SHORTEN THE DURATION AND AMEND THE REQUIREMENTS FOR A MOTORCYCLE LEARNER'S PERMIT, AND CLARIFY THE REQUIREMENTS FOR OBTAINING A MOTORCYCLE ENDORSEMENT, is read the first time and referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

S.B. 114 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING PLACES OF WORSHIP OWNED AND OPERATED BY RELIGIOUS INSTITUTIONS FROM CERTAIN PROVISIONS OF THE NORTH CAROLINA STATE BUILDING CODE RELATING TO LIMITED USE AND LIMITED ACCESS ELEVATORS AND TO REQUIRE THE ADOPTION OF RULES UNDER THE ELEVATOR SAFETY ACT OF NORTH CAROLINA PROVIDING FOR THE PROMINENT DISPLAY OF IDENTIFYING NUMBERS IN ELEVATORS TO FACILITATE THE EXTRICATION OF PASSENGERS FROM MALFUNCTIONING ELEVATORS, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

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S.B. 327 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF GATESVILLE TO EXTEND THE TERMS OF OFFICE FOR THE MAYOR AND MEMBERS OF THE BOARD OF COMMISSIONERS FROM TWO TO FOUR YEARS AND STAGGERING THOSE TERMS, is read the first time and referred to the Committee on Local Government I.

S.B. 364 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO ILLEGALLY PARKED VEHICLES IN THE TOWN OF APEX TO ALLOW USE OF WHEEL LOCKS, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

CALENDAR

Action is taken on the following:

H.B. 102, A BILL TO BE ENTITLED AN ACT TO ENACT A TECHNICAL AMENDMENT TO A SESSION LAW PERTAINING TO BUDGET CODE REFERENCES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

Representative Bell requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate.

S.B. 37 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS, passes its second reading, by electronic vote (110-2), and there being no objection is read a third time.

Representative Bell requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (111-2).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

INTRODUCTION OF PAGES

Pages for the week of March 16 are introduced to the membership. They are: Kristin Allison of McDowell; Sarah Austin of Columbus; Madison Ayers of Mecklenburg; Jandy Clemmons of Wake; Mariah Governor of

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Columbus; Deshawn Henry-Adams of Guilford; William Knecht of New Hanover; Kayla McCargo of Dare; Diquan McGill of Wake; Najiyah Phipps of Guilford; Wilson Powell of Buncombe; Maya Rowland of Durham; Donna Every of Polk; Darius Taylor of Wake; and Mary Webb of McDowell.

BILL WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 307**, A BILL TO BE ENTITLED AN ACT ESTABLISHING A PROCESS TO SET ASIDE AN ORDER OF PATERNITY OR AN AFFIDAVIT OF PARENTAGE UNDER LIMITED CIRCUMSTANCES, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b) is placed on the Calendar of March 17.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.J.R. 485**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Education.

On motion of Representative Owens, seconded by Representative Daughtry, the House adjourns at 7:33 p.m. to reconvene March 17 at 12:30 p.m.

TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 17, 2009

The House meets at 12:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Holy God:

"We are all familiar with the term, 'crunch time.' It means different things to different people at different times. Today, as we get a peek at the Governor's proposed budget, we understand that it is not fixed in stone nor

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is it perfect in every way. Thus, for this Body, crunch time begins now as we pour over the details and minutiae of the budget. Lord, grant us wisdom and the clarity of our alternatives as we take our efforts to add to or take away from what has been proposed. Finally, by Your grace, let friendly debate rule our hearts and minds as we seek compromise and ultimately, what is best at this time in our history for the people of our State. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Adams for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 37, AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS.

S.B. 127, AN ACT TO ENACT THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 233, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WAKE FOREST WHILE CELEBRATING THE TOWN'S ONE HUNDREDTH ANNIVERSARY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

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H.B. 23 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 95 OF THE GENERAL STATUTES TO PROTECT THE HEALTH AND SAFETY OF CHILDREN BY INCREASING THE PENALTIES FOR VIOLATIONS OF CHILD LABOR LAWS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

SUBCOMMITTEE REFERRAL

Representatives Bell and Lucas, Chairs for the Standing Committee on Education, refer **H.J.R. 485**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, to the Education Subcommittee on Community Colleges.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Howard, Brubaker, Blackwell, and Burris-Floyd (Primary Sponsors); Blackwood, Burr, Current, Frye, Grady, Guice, Gulley, Hilton, Hurley, Johnson, Justus, McCormick, McElraft, Neumann, Randleman, Sager, Samuelson, Stam, Starnes, Stevens, and Tillis:

H.B. 609, A BILL TO BE ENTITLED AN ACT SUSPENDING THE STATEWIDE TESTING PROGRAM IN THE PUBLIC SCHOOLS FOR TWO YEARS EXCEPT AS OTHERWISE REQUIRED BY FEDERAL LAW, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Harrison, and Weiss (Primary Sponsors); Howard and Lucas:

H.B. 610, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE A RULE ADOPTED BY THE NORTH CAROLINA BUILDING CODE COUNCIL AND APPROVED BY THE RULES REVIEW COMMISSION, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Dollar, Justice, Allen, and England (Primary Sponsors); Barnhart, Brown, Burris-Floyd, Carney, Current, Faison, Farmer-Butterfield, Gulley, Howard, Hughes, Lucas, McElraft, McLawhorn, Rapp, Stewart, Tarleton, Tillis, R. Warren, Wiley, and Womble:

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H.B. 611, A BILL TO BE ENTITLED AN ACT TO PROVIDE SPACE ON THE INCOME TAX RETURN FOR INDIVIDUALS TO MAKE DONATIONS FOR EARLY DETECTION OF BREAST CANCER, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representatives McComas and Cleveland:

H.B. 612, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE THE GENERAL USE STANDARDS FOR OCEAN HAZARD AREAS RULE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

By Representatives Owens and Mobley (Primary Sponsors); and Harrison:

H.B. 613, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CONSENT OF THE STATE IS NOT GRANTED TO THE UNITED STATES FOR ACQUISITION OF LAND FOR AN OUTLYING LANDING FIELD IN A COUNTY OR COUNTIES WHICH HAVE NO EXISTING MILITARY BASE AT WHICH AIRCRAFT SQUADRONS ARE STATIONED, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representatives Martin, Glazier, McLawhorn, and Rapp (Primary Sponsors); M. Alexander, Current, Dickson, Faison, Fisher, E. Floyd, Goodwin, Harrison, Insko, Killian, Lucas, Pierce, Ross, Tarleton, Underhill, Wainwright, E. Warren, Weiss, and Womble:

H.B. 614, A BILL TO BE ENTITLED AN ACT TO MAKE IMPROVEMENTS TO THE ABSENTEE VOTING LAWS, ESPECIALLY TO IMPROVE THE ABILITY OF MILITARY AND OVERSEAS VOTERS TO CAST TIMELY BALLOTS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representative Martin:

H.B. 615, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING BUSINESS TRUSTS, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative Allen:

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H.B. 616, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF LARCENY, DESTRUCTION, DEFAACEMENT, OR VANDALISM OF PORTABLE TOILETS OR PUMPER TRUCKS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary III.

By Representatives Allen and Insko:

H.B. 617, A BILL TO BE ENTITLED AN ACT TO PREVENT POTENTIAL CONFLICTS OF INTEREST BY PERSONS EMPLOYED BY THE STATE OR ACTING AS AGENTS OF THE STATE WITHIN LOCAL HEALTH DEPARTMENTS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Harrison, Allen, Hill, and Haire (Primary Sponsors); K. Alexander, M. Alexander, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Carney, Coates, Cole, Cotham, Crawford, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Hall, Harrell, Holliman, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McLawhorn, Parmon, Pierce, Rapp, Sager, Samuelson, Spear, Starnes, Steen, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue:

H.B. 618, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR FARMLAND PRESERVATION, is referred to the Committee on Appropriations.

By Representatives Harrison, Bryant, Luebke, and Tolson (Primary Sponsors); Cotham, Faison, Fisher, Insko, Rapp, Wainwright, E. Warren, and Weiss:

H.B. 619, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NC GREEN BUSINESS FUND FROM A GRANT-MAKING FUND TO A NO-INTEREST LOAN-MAKING FUND AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR THE NC GREEN BUSINESS FUND, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

By Representatives Ross and Wiley (Primary Sponsors); E. Floyd, Harrison, Insko, Lucas, and Underhill:

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H.B. 620, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary I.

By Representatives K. Alexander, Faison, and Harrell (Primary Sponsors); Bryant, Cotham, Fisher, Harrison, Holliman, Hughes, Insko, Lucas, Mackey, Pierce, Stewart, Tarleton, and Whilden:

H.B. 621, A BILL TO BE ENTITLED AN ACT TO CREATE A TAX CREDIT TO ENCOURAGE THE PURCHASE AND USE OF ENVIRONMENTALLY FRIENDLY GEOTHERMAL HEAT PUMP TECHNOLOGY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representative Allen:

H.B. 622, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FOR THE TOWN OF LOUISBURG FROM THE COMPETITIVE BIDDING REQUIREMENTS FOR THE LOUISBURG ECONOMIC DEVELOPMENT PROJECT, is referred to the Committee on Local Government I.

CALENDAR

Action is taken on the following:

On motion of Representative Glazier and without objection, **H.B. 120** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS, is withdrawn from the Calendar and placed on the Calendar of March 19.

H.B. 307, A BILL TO BE ENTITLED AN ACT ESTABLISHING A PROCESS TO SET ASIDE AN ORDER OF PATERNITY OR AN AFFIDAVIT OF PARENTAGE UNDER LIMITED CIRCUMSTANCES, passes its second reading by electronic vote (118-0).

Representative Stam objects to the third reading. The bill remains on the Calendar.

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BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **S.B. 136** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, the bill is withdrawn from the Committee on Ethics and placed on the Calendar of March 18.

On motion of Representative Owens and without objection, **H.B. 23** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 95 OF THE GENERAL STATUTES TO PROTECT THE HEALTH AND SAFETY OF CHILDREN BY INCREASING THE PENALTIES FOR VIOLATIONS OF CHILD LABOR LAWS, is withdrawn from the Committee on Finance and placed on the Calendar of March 18.

On motion of Representative Owens, seconded by Representative Parmon, the House adjourns at 12:58 p.m. to reconvene March 18 at 3:00 p.m.

TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 18, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by Representative Wainwright, Speaker Pro Tempore.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"You created us to live in harmony with one another. But, we know all too well, that conflicts do arise and when they do, they can create divisiveness between us. Moreover, when we add our egos to the mix, we often find an unhealthy combination for further erosion to a situation or relationship. Give us the mind of God to see each person as You see them. Break hearts of stone that are unwilling to bend toward the greater good. Grant mercy to all of us so that we may work together and relate to each other with

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sincerity and mutual respect. Let Your Spirit season our hearts with grace so that we can live lives that are full, productive and seasoned with kindness. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Speaker Hackney; Representatives England and Hughes for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Spear, Chair, for the Committee on Marine Resources and Aquaculture:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE INTERSTATE WILDLIFE VIOLATOR COMPACT INCLUDES VIOLATIONS OF MARINE RESOURCES LAW, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 89, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF FEES COLLECTED FROM THE FRIENDS OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK SPECIAL STATE ATTRACTION PLATE TO BE USED FOR ORDINARY ADMINISTRATIVE AND OPERATING EXPENSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

H.B. 121, A BILL TO BE ENTITLED AN ACT TO ADD THE TOWN OF RIVER BEND TO THE TOWNS THAT MAY REGULATE GOLF CARTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

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Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 19. The original bill is placed on the Unfavorable Calendar.

The committee substitute changes the bill from local to public.

H.B. 201 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DIVISION OF LAW ENFORCEMENT SUPPORT SERVICES IS A DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, TO ASSIGN DUTIES TO THE DIVISION, AND TO MAKE CORRESPONDING CHANGES TO CHAPTERS 20 AND 105 OF THE GENERAL STATUTES TO ALLOW LAW ENFORCEMENT SUPPORT SERVICES TO TRANSFER MOTOR VEHICLES TO LAW ENFORCEMENT AGENCIES WITHOUT HAVING TO BECOME A MOTOR VEHICLE DEALER OR PAY HIGHWAY USE TAXES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 19. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 119, A BILL TO BE ENTITLED AN ACT TO STIMULATE JOB-CREATING VENTURES, EXPAND BUSINESS OPPORTUNITIES, AND PROMOTE ECONOMIC TRANSITION IN DISTRESSED RURAL AREAS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 274, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW CONCERNING THE RECOGNITION OF FOREIGN MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF AN ELECTED OFFICIAL RECOMMENDATION FOR NOTARY PUBLIC APPLICANTS IN COUNTIES WITH

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MORE THAN FOURTEEN THOUSAND NOTARIES PUBLIC, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 52, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FILING PERIOD FOR THE HAYWOOD COUNTY BOARD OF EDUCATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 143, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF HEALTH SERVICE REGULATION, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO REVIEW RECOMMENDATIONS FROM THE DISABILITY AND ELDERLY EMERGENCY MANAGEMENT (DEEM) TASK FORCE AND TO TAKE APPROPRIATE ACTION TO STRENGTHEN DISASTER PLANNING AND DISASTER PREPAREDNESS FOR LONG-TERM CARE FACILITIES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report and recommendation that the bill be re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

The bill is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 42, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT SCIENCE SAFETY MEASURES IN THE PUBLIC SCHOOLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

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H.B. 188, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE NORTH CAROLINA INDEPENDENT COLLEGES AND UNIVERSITIES, TO DIRECT THE APPROPRIATE ENTITY TO STUDY THE IMPACTS OF RAISING THE COMPULSORY ATTENDANCE AGE FOR PUBLIC SCHOOL ATTENDANCE PRIOR TO COMPLETION OF A HIGH SCHOOL DIPLOMA FROM SIXTEEN TO SEVENTEEN OR EIGHTEEN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 22 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE YOUTH EMPLOYMENT PROTECTIONS BY REQUIRING THE COMMISSIONER OF LABOR TO REPORT ON ENFORCEMENT ACTIVITIES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 19. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

H.B. 429, A BILL TO BE ENTITLED AN ACT TO ADDRESS COST-OF-LIVING ADJUSTMENTS FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 549, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND AND TO APPROPRIATE FUNDS TO REPAY THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND IN FULL AND TO FULLY FUND THE ANNUAL REQUIRED CONTRIBUTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 556, A BILL TO BE ENTITLED AN ACT TO ENACT THE TREASURER'S GOVERNANCE AND TRANSPARENCY ACT OF 2009, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 464, A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR USE AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES, AND TO EXPAND THE ACT TO ALL RALEIGH PILOT PROGRAMS AIMED AT INCREASING ENERGY EFFICIENCY, with a favorable report and recommendation that the bill be re-referred to the Committee on Energy and Energy Efficiency.

The bill is re-referred to the Committee on Energy and Energy Efficiency.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 394, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH TO INCREASE ITS MOTOR VEHICLE PRIVILEGE LICENSE TAX, with a favorable report as to the committee substitute bill,

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which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 109, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

H.B. 215, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CATAWBA COUNTY TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 230, A BILL TO BE ENTITLED AN ACT TO ENABLE CLAY COUNTY TO MEET ITS PUBLIC SCHOOL CAPITAL NEEDS BY AUTHORIZING THE COUNTY TO IMPOSE A ONE-CENT SALES TAX DEDICATED TO THESE NEEDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 254, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES IN THE BEAUFORT COUNTY BOARD OF EDUCATION SHALL BE FILLED IN ACCORDANCE WITH GENERAL LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

H.B. 300, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF KING TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S PUBLIC NUISANCE ORDINANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

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H.B. 435, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE LEE COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF LEE COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED, with a favorable report and recommendation that the bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

The bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

H.B. 448, A BILL TO BE ENTITLED AN ACT TO MAKE STATE-WIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 519, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF GREENSBORO TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Energy and Energy Efficiency.

The bill is re-referred to the Committee on Energy and Energy Efficiency.

H.B. 541, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENSBORO TO INCREASE ITS MOTOR VEHICLE TAX BY UP TO AN ADDITIONAL SIX DOLLARS PER YEAR, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 564, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Underhill and Wainwright (Primary Sponsors); and Hughes:

H.B. 623, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE TRYON PALACE HISTORY EDUCATION AND VISITOR CENTER, is referred to the Committee on Appropriations.

By Representative Wilkins:

H.B. 624, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ROUGEMONT, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Current, Avila, Blust, Boles, Brown, Brubaker, Burr, Cleveland, Gulley, Hurley, McGee, Neumann, Sager, Starnes, Steen, and Wiley:

H.B. 625, A BILL TO BE ENTITLED AN ACT TO REMOVE THE MATCHING FUNDS PROVISIONS OF THE PUBLIC CAMPAIGN ACT AND THE VOTER-OWNED ELECTION ACT, CONSISTENT WITH THE DECISION OF THE SUPREME COURT OF THE UNITED STATES IN DAVIS V. FEDERAL ELECTION COMMISSION, AND TO MAKE CONFORMING AND RELATED CHANGES, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Appropriations.

By Representatives Yongue, Fisher, McComas, and Burr (Primary Sponsors); Allred and Glazier:

H.B. 626, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL LAW CONCERNING RESTRAINING OF DOGS, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Sager, Bell, and Braxton (Primary Sponsors); and Hughes:

H.B. 627, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DESIGN AND TO CONSTRUCT A NEW REGIONAL AGRICULTURAL CENTER FACILITY TO BE LOCATED IN WAYNE COUNTY, is referred to the Committee on Appropriations.

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By Representatives Spear and Owens (Primary Sponsors); and McComas:

H.B. 628, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO EXPEND EXISTING MONEYS FOR CAPITAL IMPROVEMENT PROJECTS AT NORTH CAROLINA AQUARIUM SATELLITE AREAS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representative Sutton:

H.B. 629, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TRIAL OF A SMALL CLAIMS ACTION MAY COMMENCE NOT SOONER THAN FIVE DAYS AFTER SERVICE OF THE MAGISTRATE SUMMONS ON THE DEFENDANT, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representative Sutton:

H.B. 630, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TRIAL IN A SUMMARY EJECTMENT PROCEEDING MAY COMMENCE NOT SOONER THAN FORTY-EIGHT HOURS AFTER SERVICE OF THE COMPLAINT AND SUMMONS ON THE DEFENDANT, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Martin, R. Warren, and Killian (Primary Sponsors); Gulley, Harrison, Lewis, Lucas, and Rapp:

H.B. 631, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE WEARING OF MILITARY MEDALS BY PUBLIC SAFETY PERSONNEL, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Judiciary I.

By Representatives Martin, Tarleton, and Killian (Primary Sponsors); M. Alexander, Current, Dickson, Fisher, E. Floyd, Gulley, Harrison, Lewis, Lucas, McLawhorn, Rapp, Stewart, Wainwright, and Wiley:

H.B. 632, A BILL TO BE ENTITLED AN ACT TO APPROPRIATELY RECOGNIZE THE NATIONAL GUARD AND TO CREATE UNIFORMITY IN THE SPELLING OF THE TERM "NATIONAL GUARD" WHEREVER IT APPEARS IN THE GENERAL STATUTES BY CAPITALIZING

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IT, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS, is referred to the Committee on Judiciary I.

By Representative Rapp:

H.B. 633, A BILL TO BE ENTITLED AN ACT RELATING TO THE MANNER OF ELECTION AND ORGANIZATION OF THE BOARD OF COMMISSIONERS OF YANCEY COUNTY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Brown, Blackwood, Blust, Cleveland, Goforth, Stam, Starnes, and Stewart:

H.B. 634, A BILL TO BE ENTITLED AN ACT TO REQUIRE MUNICIPALITIES TO PROVIDE MEANINGFUL SERVICES TO NEWLY ANNEXED AREAS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Brown, Blackwood, Blust, Cleveland, Dollar, Goforth, Neumann, Stam, and Starnes:

H.B. 635, A BILL TO BE ENTITLED AN ACT TO LIMIT THE USE OF NARROW LAND BRIDGES IN INVOLUNTARY ANNEXATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Haire, Faison, Lucas, and Neumann:

H.B. 636, A BILL TO BE ENTITLED AN ACT TO MODIFY THE SCHOOL CALENDAR LAW TO PERMIT SCHOOLS TO CONDUCT SCHEDULED STAFF DEVELOPMENT ON PROTECTED TEACHER WORKDAYS, is referred to the Committee on Education and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Haire and Harrison:

H.J.R. 637, A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH ANNIVERSARY OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK, is referred to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives E. Warren, McLawhorn, and Williams (Primary Sponsors); and E. Floyd:

H.B. 638, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF GREENVILLE TO APPOINT SOME OF THE CITY'S HOUSING AUTHORITY COMMISSIONERS AND TO REDUCE THE TERMS OF THE CITY'S HOUSING AUTHORITY COMMISSIONERS FROM FIVE YEARS TO THREE YEARS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary III.

By Representatives Allen, M. Alexander, Faison, McLawhorn, Tarleton, Wainwright, E. Warren, and Wray:

H.B. 639, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE PARKS AND RECREATION TRUST FUND AND THE NATURAL HERITAGE TRUST FUND FOR LAND CONSERVATION, is referred to the Committee on Appropriations.

By Representatives Weiss, Glazier, Luebke, and Wainwright (Primary Sponsors); M. Alexander and Insko:

H.B. 640, A BILL TO BE ENTITLED AN ACT TO INCREASE THE TAX FOR CIGARETTES AND OTHER TOBACCO PRODUCTS AND TO PROVIDE INCREASED FUNDS TO MEET THE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICE NEEDS OF CITIZENS OF THE STATE, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Finance.

By Representative Daughtry:

H.B. 641, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ARCHER LODGE, SUBJECT TO A REFERENDUM, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Tucker and Bell:

H.B. 642, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE FIREMEN'S AND

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RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representative Tucker:

H.B. 643, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE INJECTION OF RECLAIMED WATER INTO AN AQUIFER FOR TEMPORARY STORAGE, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representatives Cleveland and Burr (Primary Sponsors); Blackwood, Brown, Burris-Floyd, Current, Gulley, Holloway, McGee, Moore, Sager, Stevens, and Tillis:

H.B. 644, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR TO FAIL TO ALLOW PUBLIC RECORDS TO BE INSPECTED, EXAMINED, OR COPIED, is referred to the Committee on Judiciary I and, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Dollar, Steen, Goforth, and Brown (Primary Sponsors); Blackwood, Blust, Cleveland, McComas, Starnes, and Stewart:

H.B. 645, A BILL TO BE ENTITLED AN ACT TO AMEND THE ANNEXATION LAWS TO REQUIRE MEANINGFUL SERVICES AND MEANINGFUL OVERSIGHT, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representative Underhill:

H.B. 646, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF BRIDGETON, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Holloway and McCormick (Primary Sponsors); Blackwood, Blust, Faison, Howard, Starnes, Tillis, and Wray:

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H.B. 647, A BILL TO BE ENTITLED AN ACT TO REENACT THE SALES TAX REFUND FOR CERTAIN VOLUNTEER EMERGENCY RESPONSE PERSONNEL, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Holloway, Bell, Blackwood, Jackson, Lucas, and Wray:

H.B. 648, A BILL TO BE ENTITLED AN ACT TO REDUCE THE REQUIRED BREAK IN SERVICE FOR TEACHERS WHO RETURN TO WORK WITHOUT LOSING RETIREMENT BENEFITS, is referred to the Committee on Education and, if favorable, to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representative Fisher:

H.B. 649, A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN TAX INFORMATION OF LOCAL GOVERNMENTS TO THE DEPARTMENT OF STATE TREASURER, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Allen and Bryant (Primary Sponsors):

H.B. 650, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO LOITER IN THE CITY OF ROANOKE RAPIDS FOR THE PURPOSE OF VIOLATING THE CONTROLLED SUBSTANCE LAWS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary III.

By Representatives Cotham, Yongue, and Lucas (Primary Sponsors); Bell, Blackwood, Faison, Fisher, Harrison, Insko, Jeffus, Mackey, Wainwright, E. Warren, and Womble:

H.B. 651, A BILL TO BE ENTITLED AN ACT TO RESTORE FUNDING FOR THE PRINCIPALS' EXECUTIVE PROGRAM, is referred to the Committee on Appropriations.

By Representatives Mobley and Hughes:

H.B. 652, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A NEW FACILITY TO HOUSE PROGRAMS AND SERVICES FOR SENIOR CITIZENS IN GATES COUNTY, is referred to the Committee on Appropriations.

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By Representatives Tolson and Pierce:

H.B. 653, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF EDUCATION TO WAIVE THE TUITION AND FEES FOR IN-SERVICE TRAINING COURSES FOR CAMPUS POLICE OFFICERS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Tolson, McLawhorn, Rapp, and Glazier (Primary Sponsors); M. Alexander, Bell, Blackwell, Blackwood, Dockham, Faison, E. Floyd, Hurley, Jackson, Jeffus, Lucas, Pierce, Starnes, Stewart, Tarleton, Wainwright, E. Warren, R. Warren, Weiss, Womble, and Wray:

H.B. 654, A BILL TO BE ENTITLED AN ACT TO FUND AN ENROLLMENT GROWTH RESERVE FOR THE COMMUNITY COLLEGES, is referred to the Committee on Appropriations.

By Representatives Jeffus, Glazier, McLawhorn, and Rapp (Primary Sponsors); Bell, Cotham, Faison, E. Floyd, Harrison, Insko, Lucas, Tarleton, Wainwright, Womble, and Wray:

H.B. 655, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE TEACHERS' INSTITUTE PROGRAM OPERATED BY THE NORTH CAROLINA HUMANITIES COUNCIL, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 52 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING PENDER AND BRUNSWICK COUNTIES AND THE CITY OF RALEIGH TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, is read the first time and referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

S.B. 53, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF BURGAW TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

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S.B. 79, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHOWAN COUNTY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

S.B. 188 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, IN COLLABORATION WITH THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF AGING AND ADULT SERVICES, THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS FOR SPECIAL CARE POPULATIONS, is read the first time and referred to the Committee on Aging and, if favorable, to the Committee on Health.

S.B. 356 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE NURSING PRACTICE ACT, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 380, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN LOCAL EMERGENCY MANAGEMENT CAPABILITIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

The committee substitute bill is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs. The original bill is placed on the Unfavorable Calendar.

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H.B. 384, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF FUQUAY-VARINA TO USE THE PROCEDURE AND AUTHORITY OF CHAPTER 136 OF THE GENERAL STATUTES IN CONDEMNATION PROCEEDINGS CONCERNING PUBLIC STREETS AND ROADS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

CALENDAR

Action is taken on the following:

H.B. 307, A BILL TO BE ENTITLED AN ACT ESTABLISHING A PROCESS TO SET ASIDE AN ORDER OF PATERNITY OR AN AFFIDAVIT OF PARENTAGE UNDER LIMITED CIRCUMSTANCES.

Representative Rhyne offers Amendment No. 2 which is adopted by electronic vote (116-1).

The bill, as amended, passes its third reading, by electronic vote (116-1), and is ordered engrossed and sent to the Senate.

H.B. 23 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 95 OF THE GENERAL STATUTES TO PROTECT THE HEALTH AND SAFETY OF CHILDREN BY INCREASING THE PENALTIES FOR VIOLATIONS OF CHILD LABOR LAWS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 136 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Carney, Chair, for the Committee on Transportation:

H.B. 7, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A VICTORY JUNCTION GANG CAMP SPECIAL LICENSE PLATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 36, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA GOLD FOUNDATION, INC., with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 101, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE THAT HAS THE FLAG OF THE GREAT STATE OF NORTH CAROLINA ON ITS FACE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 111, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA STATE BEEKEEPERS ASSOCIATION, INC., with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 150, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR ARTS NORTH CAROLINA, INC., with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

H.B. 153, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA HORSE COUNCIL, INC., with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 245, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NATIONAL CHILDHOOD CANCER FOUNDATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

On motion of Representative Owens, seconded by Representative Braxton, the House adjourns at 3:48 p.m. to reconvene March 19 at 1 p.m.

THIRTIETH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 19, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by Representative Wainwright, Speaker Pro Tempore.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Patient God:

"It is one thing for us to know that patience is a virtue. It is quite another for us to practice it with regularity. Truth be told, we can be an awfully impatient people who desire quick answers and even faster resolutions to life's problems. This can particularly be the case when we are filing bills and running through committee after committee desiring that our way be the only way. Calm and slow us down, O Lord. Help us to take a deep breath. And, impart to us an extra measure of Your patience and self-control so that our disposition and character may be shaped and formed by Thee. Amen."

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Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Speaker Hackney; Representatives Adams, Bell, Dickson, Earle, England, Holliman, Hughes, Johnson, Rapp, and Weiss for today. Representatives Carney and McGee are excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 136, AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 89 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF GRANDFATHER MOUNTAIN STATE PARK TO THE STATE PARKS SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 135, A BILL TO BE ENTITLED AN ACT PERMITTING CERTAIN BROADBAND SERVICES PROVIDERS THAT PROVIDE VOICE GRADE COMMUNICATIONS SERVICES WITHIN A DEFINED SERVICE TERRITORY OR FRANCHISE AREA TO OFFER SUCH VOICE GRADE SERVICE AS AN INCIDENT TO BROADBAND SERVICE OUTSIDE THE PROVIDERS' SERVICE TERRITORY OR FRANCHISE AREA,

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with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Public Utilities.

The committee substitute bill is re-referred to the Committee on Public Utilities. The original bill is placed on the Unfavorable Calendar.

H.B. 179, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AND MAINTAIN AN ACCESSIBLE ELECTRONIC INFORMATION SERVICE FOR BLIND AND DISABLED PERSONS AND TO APPROPRIATE FUNDS FOR THE SERVICE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 463, A BILL TO BE ENTITLED AN ACT TO REDEFINE THE TERM "ANTIQUÉ FIREARM" WITH REGARD TO THE LAW THAT REGULATES THE TRANSFER OF HANDGUNS AND WITH REGARD TO THE FELONY FIREARMS ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Carney, Chair, for the Committee on Transportation:

H.B. 67, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE COVERING OF THE STATE NAME ON A STATE LICENSE PLATE BY A LICENSE PLATE FRAME, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 98 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEMBER OF THE RESERVE COMPONENTS OF THE ARMED FORCES TO RENEW A DRIVERS LICENSE UPON RECEIPT OF DEPLOYMENT ORDERS AND TO ALLOW A THIRTY-DAY GRACE PERIOD FOR AN EXPIRED LICENSE UPON RELEASE

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FROM ACTIVE DUTY, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 23. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 118, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO DEVELOP SPECIALIZED LICENSE PLATES FOR MOTORCYCLES AND TO AUTHORIZE THE DIVISION TO PRODUCE A BLUE KNIGHTS MOTORCYCLE SPECIAL PLATE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 144, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF PUBLIC HEALTH, AND DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO COLLABORATE WITH THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health.

The committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar.

H.B. 358, A BILL TO BE ENTITLED AN ACT TO CLARIFY APPOINTMENT TO CONSECUTIVE TERMS ON THE NORTH CAROLINA STUDY COMMISSION ON AGING AND THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, with a

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favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 80, A BILL TO BE ENTITLED AN ACT TO CONTINUE TO APPLY SPECIAL RULES TO MUNICIPAL REDISTRICTING AFTER THE 2010 CENSUS THAT APPLY TO ELECTIONS SCHEDULED FOR 2011, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 170, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF STATE SHALL NOTIFY PARTIES AND ELECTORS OF THE DUAL-OFFICE HOLDING RULE, AND TO ALLOW PRESIDENTIAL ELECTORS TO HOLD THAT OFFICE IN ADDITION TO THE NUMBER OF APPOINTIVE OFFICES ALLOWED BY LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 186 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL GOVERNMENTS TO OBJECT TO THE LOCATION OF ALCOHOLIC BEVERAGE CONTROL STORES IF THE LOCAL GOVERNMENT HAS HELD A PUBLIC HEARING, TAKEN EVIDENCE, AND PASSED A RESOLUTION OBJECTING TO THE LOCATION OF AN ALCOHOLIC BEVERAGE CONTROL STORE, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of March 23.

H.B. 187 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT LOCAL BOARDS OF EDUCATION TO ENCOURAGE LOCAL BUSINESSES TO ADOPT PERSONNEL POLICIES TO PERMIT PARENTS TO ATTEND STUDENT CONFERENCES, AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES TO IMPLEMENT PROGRAMS THAT ASSIST STUDENTS IN MAKING A SUCCESSFUL TRANSITION BETWEEN THE MIDDLE SCHOOL AND HIGH SCHOOL YEARS, INCREASE PARENTAL INVOLVEMENT IN STUDENT ACHIEVEMENT, AND REDUCE SUSPENSION AND EXPULSION RATES AND ENCOURAGE ACADEMIC PROGRESS DURING SUSPENSIONS, AND TO DIRECT LOCAL BOARDS OF EDUCATION TO MODIFY POLICIES ON PREGNANT AND PARENTING STUDENTS TO PROVIDE ASSISTANCE AND SUPPORT TO ENCOURAGE PREGNANT AND PARENTING STUDENTS TO GRADUATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 23. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 395, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL TAXING DISTRICT MADE UP OF THE UNINCORPORATED AREAS OF SURRY COUNTY AND TO AUTHORIZE THE SPECIAL TAXING DISTRICT IN SURRY COUNTY TO LEVY A SIX PERCENT ROOM OCCUPANCY TAX, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 401, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF BOONE TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO

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MAKE OTHER ADMINISTRATIVE CHANGES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 260, A BILL TO BE ENTITLED AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF AHOSKIE FROM TWO YEARS TO FOUR YEARS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 23. The original bill is placed on the Unfavorable Calendar.

H.B. 447, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FROM STATUTORY COPY COSTS TO PRISONER LEGAL SERVICES AND OTHER ATTORNEYS WORKING UNDER CONTRACT WITH THE OFFICE OF INDIGENT DEFENSE SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL-TEACHERS, with a favorable report.

Pursuant to Rule 38(b), the bill is re-referred to the Committee on Finance.

Representative Lucas, Chair for the Standing Committee on Education, refer **H.B. 531**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGECOMBE COUNTY BOARD OF EDUCATION TO

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CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES, to the Education Subcommittee on Pre-School, Elementary and Secondary Education.

Representative Lucas, Chair, for the Standing Committee on Education, refer the following bills to the Education Subcommittee on Community Colleges:

H.B. 543, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PENALTY FOR COMMUNITY COLLEGE AUDIT EXCEPTIONS.

H.B. 573, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLEVELAND COMMUNITY COLLEGE TO ENTER INTO A COLLABORATIVE AGREEMENT WITH THE CLEVELAND COUNTY.

CALENDAR

Action is taken on the following:

H.B. 120 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of March 25.

H.B. 22 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENHANCE YOUTH EMPLOYMENT PROTECTIONS BY REQUIRING THE COMMISSIONER OF LABOR TO REPORT ON ENFORCEMENT ACTIVITIES, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 274, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW CONCERNING THE RECOGNITION OF FOREIGN MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 52, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FILING PERIOD FOR THE HAYWOOD COUNTY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 254, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES IN THE BEAUFORT COUNTY BOARD OF EDUCATION SHALL BE FILLED IN ACCORDANCE WITH GENERAL LAW, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 109, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 300, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF KING TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S PUBLIC NUISANCE ORDINANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 121 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF CARTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cole, Cotham, Current, Daughtry, Dockham, Dollar, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rhyne, Ross, Sager, Samuelson, Setzer, Spear,

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Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 108.

Voting in the negative: None.

Excused absences: Speaker Hackney; Representatives Adams, Bell, Dickson, Earle, England, Holliman, Hughes, Johnson, Rapp, and Weiss - 11.

H.B. 89, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF FEES COLLECTED FROM THE FRIENDS OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK SPECIAL STATE ATTRACTION PLATE TO BE USED FOR ORDINARY ADMINISTRATIVE AND OPERATING EXPENSES, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 201 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DIVISION OF LAW ENFORCEMENT SUPPORT SERVICES IS A DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, TO ASSIGN DUTIES TO THE DIVISION, AND TO MAKE CORRESPONDING CHANGES TO CHAPTERS 20 AND 105 OF THE GENERAL STATUTES TO ALLOW LAW ENFORCEMENT SUPPORT SERVICES TO TRANSFER MOTOR VEHICLES TO LAW ENFORCEMENT AGENCIES WITHOUT HAVING TO BECOME A MOTOR VEHICLE DEALER OR PAY HIGHWAY USE TAXES, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

H.J.R. 233, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WAKE FOREST WHILE CELEBRATING THE TOWN'S ONE HUNDREDTH ANNIVERSARY, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

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REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Insko, Chairs, for the Committee on Health:

H.B. 455, A BILL TO BE ENTITLED AN ACT DESIGNATING KIDNEY MONTH IN NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 480, A BILL TO BE ENTITLED AN ACT TO REDUCE INFANT MORTALITY AND REDUCE PRETERM BIRTHS, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

Representative Owens moves, seconded by Representative Stewart, that the House adjourn, subject to the introduction of bills and resolutions and the receipt of Messages from the Senate, to reconvene Monday, March 23, 2009, at 7:00 p.m.

The motion carries.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Earle, Bordsen, Lucas, and Bryant (Primary Sponsors); M. Alexander, Bell, Brisson, Carney, Coates, Farmer-Butterfield, Fisher, Goforth, Harrison, Luebke, Mackey, Parmon, Pierce, Wainwright, and Wray:

H.B. 656, A BILL TO BE ENTITLED AN ACT TO PROHIBIT RESTRAINT OF INDIVIDUALS WHO ARE MINORS BEING TRANSPORTED TO OR DURING HEARINGS PURSUANT TO INVOLUNTARY COMMITMENT PROCEEDINGS, EXCEPT UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Mental Health Reform.

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By Representatives Earle and Carney (Primary Sponsors); M. Alexander, Bell, Bordsen, Coates, Cotham, Farmer-Butterfield, Goforth, Goodwin, Gulley, Harrison, Insko, Killian, Mackey, McLawhorn, Mobley, Pierce, Ross, Samuelson, Tillis, Underhill, Wainwright, E. Warren, Weiss, and Whilden:

H.B. 657, A BILL TO BE ENTITLED AN ACT ESTABLISHING A DOMESTIC VIOLENCE FATALITY PREVENTION AND PROTECTION REVIEW TEAM IN MECKLENBURG COUNTY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary I.

By Representatives Bordsen, M. Alexander, Earle, and Mobley (Primary Sponsors); Cotham, England, Farmer-Butterfield, Fisher, Hurley, Jeffus, Lucas, Martin, Randleman, Rapp, Wainwright, Weiss, Womble, and Wray:

H.B. 658, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION FOR THE LOCAL JUVENILE CRIME PREVENTION COUNCILS THROUGHOUT THE STATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, is referred to the Committee on Appropriations.

By Representatives Bordsen, M. Alexander, Earle, and Johnson (Primary Sponsors); Farmer-Butterfield, Fisher, Harrison, Hurley, Lucas, Martin, Randleman, Rapp, Sager, Womble, and Wray:

H.B. 659, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY EXISTING PROGRAMS RELATING TO CHILDREN AND YOUTH IN NORTH CAROLINA, AS RECOMMENDED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, is referred to the Committee on Juvenile Justice.

By Representatives Dockham and Blackwood:

H.B. 660, A BILL TO BE ENTITLED AN ACT TO LIMIT FEES IMPOSED BY SANITARY DISTRICT BOARDS FOR DELINQUENT PAYMENT OF WATER AND SEWER SERVICE CHARGES AND TO REQUIRE NOTICE AND A GRACE PERIOD FOR THE DISCONTINUATION OF SERVICE DUE TO DELINQUENT PAYMENTS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

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By Representative R. Warren:

H.B. 661, A BILL TO BE ENTITLED AN ACT TO ALLOW CITY MANAGERS IN CERTAIN SMALLER MUNICIPALITIES TO SERVE AS MEMBERS OF BOARDS OF EDUCATION, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representative Owens:

H.B. 662, A BILL TO BE ENTITLED AN ACT TO ALLOW CURRITUCK COUNTY TO REGULATE GOLF CARTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Killian, Crawford, Howard, and Gibson (Primary Sponsors); Faison, Moore, and Stewart:

H.B. 663, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR CERTAIN HOME PURCHASES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representative Frye:

H.B. 664, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REGISTER OF DEEDS OF AVERY COUNTY TO REFUSE RECORDATION OF A DEED FOR PROPERTY SUBJECT TO DELINQUENT MUNICIPAL PROPERTY TAXES FOR THE VILLAGE OF SUGAR MOUNTAIN, is referred to the Committee on Local Government I.

By Representatives Allen and Womble (Primary Sponsors); Earle, Lucas, and Tarleton:

H.B. 665, A BILL TO BE ENTITLED AN ACT TO EXPAND ASSISTANCE TO VOTERS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

By Representatives M. Alexander and Farmer-Butterfield (Primary Sponsors); Earle, Harrison, and Lucas:

H.B. 666, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DWI TREATMENT COURTS ARE A TYPE OF DRUG TREATMENT COURT UNDER THE DRUG TREATMENT COURT ACT, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Judiciary III.

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By Representatives Goodwin and Gibson (Primary Sponsors); Earle, Harrison, and McCormick:

H.B. 667, A BILL TO BE ENTITLED AN ACT TO ALLOW WINERIES TO SELL WINE, FOR CONSUMPTION ON OR OFF PREMISES, IN LOCALITIES WHERE NO ABC ELECTION HAS AUTHORIZED THE SALE OF WINE, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Finance.

By Representative Goodwin:

H.B. 668, A BILL TO BE ENTITLED AN ACT AUTHORIZING MONTGOMERY COUNTY TO IMPOSE A PRIVILEGE LICENSE TAX ON BUSINESSES THAT REQUIRE SIGNIFICANT WITHDRAWALS OF WATER FROM LOCAL WATER RESOURCES, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Finance.

By Representative Goodwin:

H.B. 669, A BILL TO BE ENTITLED AN ACT AUTHORIZING MONTGOMERY COUNTY TO IMPOSE A PRIVILEGE LICENSE TAX IN LIMITED CIRCUMSTANCES, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

By Representatives Goodwin and Farmer-Butterfield: (Primary Sponsors); and Lucas:

H.J.R. 670, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE STUDY COMMISSION TO STUDY THE STANDARDS APPLIED IN DISPUTED CHILD CUSTODY CASES, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Pierce, Bryant, and Farmer-Butterfield (Primary Sponsors); Wainwright and Wray:

H.B. 671, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA RURAL ECONOMIC DEVELOPMENT CENTER TO SUPPORT COMMUNITY DEVELOPMENT CORPORATIONS, is referred to the Committee on Appropriations.

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By Representatives Earle, Brisson, Hurley, and Hughes (Primary Sponsors); M. Alexander, Bell, Bordsen, Carney, Coates, Faison, Farmer-Butterfield, Goforth, Harrison, Howard, Justus, Lucas, Luebke, Mackey, Parmon, Pierce, Randleman, Wainwright, and Wray:

H.B. 672, A BILL TO BE ENTITLED AN ACT TO DIRECT LOCAL MANAGEMENT ENTITIES TO TAKE CERTAIN STEPS BEFORE REDUCING OR MOVING STATE FUNDS FOR DEVELOPMENTAL DISABILITY SERVICES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Appropriations.

By Representatives Earle, Brisson, Barnhart, and Hurley (Primary Sponsors); M. Alexander, Bell, Bordsen, Carney, Coates, Dollar, England, Faison, Farmer-Butterfield, Goforth, Harrison, Howard, Hughes, Justus, Lucas, Luebke, Mackey, McCormick, Parmon, Pierce, Randleman, Starnes, Tarleton, Wainwright, and Wiley:

H.B. 673, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO TAKE CERTAIN ACTIONS TO IMPROVE SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Appropriations.

By Representatives McGee, Womble, Parmon, and Brown (Primary Sponsors):

H.B. 674, A BILL TO BE ENTITLED AN ACT TO PREVENT REGISTRATION RENEWAL FOR A MOTOR VEHICLE IF THE APPLICANT FOR RENEWAL HAS OUTSTANDING PARKING FINES DUE THAT HAVE BEEN REDUCED TO A JUDGMENT BY THE GOVERNMENTAL ENTITY TO WHICH THE MONIES ARE DUE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative McCormick:

H.B. 675, A BILL TO BE ENTITLED AN ACT TO ALLOW RECALL OF THE BOARD OF COMMISSIONERS OF YADKIN COUNTY, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

March 19, 2009

By Representatives McCormick, Howard, and Setzer (Primary Sponsors):

H.B. 676, A BILL TO BE ENTITLED AN ACT TO INSTITUTE TRADITIONAL JURISDICTIONAL BOUNDARIES FOR LAW ENFORCEMENT AGENCIES IN IREDELL COUNTY, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Allen, Coates, Cole, and Carney (Primary Sponsors); Spear and Wray:

H.B. 677, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL REGISTRATION PLATES THAT ARE ISSUED BY THE DIVISION TO BE "FIRST IN FLIGHT" PLATES, INCLUDING ALL FUTURE SPECIALIZED PLATES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Allen and Allred (Primary Sponsors); Frye and Gillespie:

H.B. 678, A BILL TO BE ENTITLED AN ACT TO RESTORE MOTORIST CHOICE WITH RESPECT TO UNINSURED AND UNDER-INSURED MOTOR VEHICLE COVERAGE, is referred to the Committee on Insurance and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representative Burr:

H.B. 679, A BILL TO BE ENTITLED AN ACT TO DIVIDE PROSECUTORIAL DISTRICT 20A INTO DISTRICTS 20A AND 20E, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representative Burr:

H.B. 680, A BILL TO BE ENTITLED AN ACT MODIFYING THE STANDARDS FOR SATELLITE ANNEXATIONS FOR THE TOWN OF NORWOOD, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Rapp and Haire (Primary Sponsors):

March 19, 2009

H.B. 681, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT FOLKMOOT USA'S COMMUNITY INTERNATIONAL ARTS AND CULTURAL EDUCATION PROGRAMS, is referred to the Committee on Appropriations.

By Representative Guice:

H.B. 682, A BILL TO BE ENTITLED AN ACT TO ADJUST THE EXEMPTION LIMITS FOR SMALL LOCAL GOVERNMENTS IN THE PUBLIC CONTRACTING STATUTES TO ACCOUNT FOR INFLATION SINCE LAST ADJUSTED SEVEN YEARS AGO, AND TO ALLOW AUTOMATIC ADJUSTMENTS TO ACCOUNT FOR FUTURE CHANGES IN THE CONSUMER PRICE INDEX, is referred to the Committee on Judiciary I.

By Representative Crawford (By Request):

H.B. 683, A BILL TO BE ENTITLED AN ACT ESTABLISHING NORTH CAROLINA HOT SAUCE DAY, is referred to the Committee on State Government/State Personnel.

By Representatives Harrison and Hill (Primary Sponsors); Faison, Fisher, Lucas, Starnes, Tarleton, Wainwright, R. Warren, and Wray:

H.B. 684, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND IS A NONREVERTING ACCOUNT, TO MAKE A CHANGE TO THE MEMBERSHIP OF THE ADVISORY COMMITTEE FOR THE TRUST FUND, AND TO MAKE TECHNICAL CHANGES, is referred to the Committee on Agriculture and, if favorable, to the Committee on Appropriations.

By Representative E. Warren:

H.B. 685, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO ON-SITE WASTEWATER CONTRACTORS AND INSPECTORS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

March 19, 2009

S.B. 60, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF WHITE LAKE, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 91, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF PINE KNOLL SHORES, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

The House stands adjourned at 2:06 p.m.

THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Monday, March 23, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by Representative Wainwright, Speaker Pro Tempore.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Loving God:

"Life is like a roller coaster. It goes up and down. It twists and turns. It goes upside down and sideways. Sometimes we glide gleefully along while other times we cling for dear life. In the midst of the topsy turvy world in which we live, remind us that You are the only constant in whom we can place our trust. Allowing ourselves to be buckled into the arms of Your loving embrace can keep us safe and secure from all alarms. So, strengthen our hearts, O God, and help us to lift our eyes toward the hills and discover that our true and eternal help comes in the name of the Lord. Amen."

The Chair leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

March 23, 2009

Leaves of absence are granted Speaker Hackney; Representatives Barnhart, McComas, Samuelson, Stiller, and Wray for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Love, Chair, for the Education Subcommittee on Community Colleges, with approval of standing committee Chairs for the following reports to be made directly to the floor of the House:

H.J.R. 485, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 24.

H.B. 490, A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL PURCHASING FLEXIBILITY TO COMMUNITY COLLEGES AND TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY THE NEED FOR FURTHER PURCHASING FLEXIBILITY, with a favorable report and recommendation that the bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The bill is re-referred to the Committee on Ways and Means/Broadband Connectivity.

H.B. 492, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO EARN BUDGET FTE FOR CERTAIN OCCUPATIONAL EXTENSION COURSES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

March 23, 2009

H.B. 112, AN ACT TO ALLOW THE TOWN OF WALLACE TO DECLARE RESIDENTIAL AND NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING THOSE BUILDINGS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 5, AN ACT TO PROVIDE THAT A CORPORATION THAT IS A MANUFACTURER, WHOLESALE DEALER, OR RETAIL DEALER OF CROSSBOWS MAY OBTAIN A CONTINUING PERMIT FOR THE PURCHASE OR RECEIPT OF CROSSBOWS UPON APPLICATION TO THE SHERIFF OF THE COUNTY IN WHICH THE CORPORATION IS LOCATED, AND TO PROVIDE THAT THE RECORD-KEEPING REQUIREMENT FOR SALES OF CROSSBOWS DOES NOT APPLY TO A MANUFACTURER OF CROSSBOWS AND DOES NOT APPLY TO A WHOLESALE DEALER OF CROSSBOWS WHEN THE SALES ARE TO OTHER WHOLESALE DEALERS OR RETAIL DEALERS. (S.L. 2009-6)

S.B. 37, AN ACT TO AUTHORIZE OPERATION OF CERTAIN MOTORSPORTS VEHICLE COMBINATIONS. (S.L. 2009-7)

S.B. 127, AN ACT TO ENACT THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 2009-8)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Tucker, Tolson, Howard, and Dickson (Primary Sponsors); Blackwood, Carney, Faison, Folwell, Glazier, Harrison, Hurley, Lucas, and McGee:

H.B. 686, A BILL TO BE ENTITLED AN ACT TO MODERNIZE NOTICE REQUIREMENTS FOR PROTECTIONS FOR TELEPHONE

March 23, 2009

SUBSCRIBERS WHO WISH TO STOP UNWANTED TELEPHONE SOLICITATIONS AND FOR CONSUMERS WHO ENTER INTO TELE-MARKETING TRANSACTIONS, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Judiciary II.

By Representatives Stam, Wiley, and Randleman (Primary Sponsors); Avila, Blackwood, Boles, Brown, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Folwell, Frye, Gillespie, Gulley, Holloway, Langdon, Lewis, McCormick, McGee, Mills, Moore, Neumann, Rhyne, Sager, Steen, Stevens, and Tillis:

H.B. 687, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INDIVIDUAL INCOME TAX CREDIT FOR PART OF THE EXPENSE OF AVOIDED PUBLIC EDUCATION FOR CHILDREN WITH DISABILITIES WHO REQUIRE SPECIAL EDUCATION AND RELATED SERVICES OUTSIDE THE REGULAR CLASSROOM AND WHO ARE ENROLLED IN AND ATTENDING NONPUBLIC SCHOOLS OR PUBLIC SCHOOLS AT WHICH TUITION IS CHARGED AND TO CREATE A FUND FOR SPECIAL EDUCATION AND RELATED SERVICES, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representative Wiley:

H.B. 688, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF JAMESTOWN, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Wiley, Jones, Jeffus, and Harrison (Primary Sponsors); Adams, Blust, Dockham, and Folwell:

H.B. 689, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE COMMEMORATING THE ONE HUNDREDTH ANNIVERSARY OF THE HIGH POINT FURNITURE MARKET, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Coates and Steen (Primary Sponsors); M. Alexander, Folwell, Harrison, and Jackson:

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H.J.R. 690, A JOINT RESOLUTION HONORING FALLEN MEMBERS OF THE SALISBURY FIRE DEPARTMENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Womble, Jones, Mobley, and Parmon (Primary Sponsors); Adams, K. Alexander, M. Alexander, Bell, Bryant, Carney, Cotham, Earle, Farmer-Butterfield, Fisher, E. Floyd, Goodwin, Hall, Hughes, Lucas, Luebke, Mackey, Pierce, Ross, Wainwright, and Weiss:

H.B. 691, A BILL TO BE ENTITLED AN ACT REQUIRING COMPANIES ENTERING INTO CONTRACTS WITH STATE DEPARTMENTS TO EXAMINE THEIR RECORDS FOR EVIDENCE OF PARTICIPATION IN OR PROFITING FROM SLAVERY, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

By Representatives Cotham, Holliman, Barnhart, and Lucas (Primary Sponsors); M. Alexander, England, Glazier, Goodwin, Harrison, Insko, Jackson, Luebke, Mackey, Martin, Parmon, Pierce, Ross, Tarleton, and Weiss:

H.B. 692, A BILL TO BE ENTITLED AN ACT REQUIRING COUNTY DEPARTMENTS OF SOCIAL SERVICES TO DEVELOP POLICIES ON HOW TO ADDRESS THE ISSUE OF FOSTER PARENTS WHO SMOKE, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Cotham, Holliman, Barnhart, and Pierce (Primary Sponsors); M. Alexander, Bordsen, Bryant, England, Fisher, Glazier, Goodwin, Harrell, Harrison, Insko, Jackson, Jeffus, Justice, Lucas, Luebke, Mackey, Martin, Parmon, Ross, Tarleton, and R. Warren:

H.B. 693, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SOCIAL SERVICES COMMISSION TO ADOPT A POLICY PROHIBITING A FOSTER PARENT FROM SMOKING IN THE PRESENCE OF AN INFANT IN THE FOSTER PARENT'S CARE, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Cotham, Holliman, and Barnhart (Primary Sponsors); M. Alexander, Bordsen, Bryant, England, Fisher, Glazier, Goodwin, Harrell, Harrison, Insko, Jackson, Jeffus, Justice, Lucas, Luebke, Mackey, Martin, Pierce, Tarleton, R. Warren, and Weiss:

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H.J.R. 694, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE IMPACT OF SMOKING PROHIBITIONS IN FOSTER CARE HOMES, is referred to the Committee on Health and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Fisher, Justice, Harrison, and Samuelson (Primary Sponsors); M. Alexander, Bell, Bordsen, Cotham, Faison, Farmer-Butterfield, E. Floyd, Glazier, Insko, Lucas, Luebke, Martin, Parmon, Rapp, Tarleton, and Wray:

H.B. 695, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY ENERGY SAVINGS REALIZED BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND BY COMMUNITY COLLEGES WITHIN THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM MAY REMAIN AVAILABLE TO THE INSTITUTION OR COMMUNITY COLLEGE FOR OTHER FACILITY UPGRADES RELATED TO REDUCING ENERGY AND WATER CONSUMPTION AT THE INSTITUTION OR COMMUNITY COLLEGE, is referred to the Committee on Education and, if favorable, to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Appropriations.

By Representatives Burris-Floyd, Folwell, Allred, and Stevens (Primary Sponsors); Avila, Barnhart, Blackwell, Blackwood, Blue, Blust, Boles, Brubaker, Burr, Current, Daughtry, Dollar, Earle, Faison, Farmer-Butterfield, Fisher, E. Floyd, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Hall, Harrison, Hilton, Howard, Hurley, Jackson, Johnson, Jones, Justus, Killian, Lucas, Mackey, McComas, McElraft, McLawhorn, Mills, Mobley, Moore, Neumann, Parmon, Randleman, Rhyne, Sager, Samuelson, Stam, Steen, Sutton, Tillis, Underhill, E. Warren, Weiss, Whilden, Wilkins, Williams, and Womble:

H.B. 696, A BILL TO BE ENTITLED AN ACT ESTABLISHING MOTORCYCLE AWARENESS MONTH, is referred to the Committee on State Government/State Personnel.

By Representatives Dickson, Martin, McLawhorn, and Wiley (Primary Sponsors); Allen, Avila, Blackwood, Brisson, Burr, Burris-Floyd, Carney, Cleveland, Cotham, Dollar, Faison, Fisher, Glazier, Guice, Harrell, Harrison, Holloway, Hughes, Hurley, Insko, Jackson, Jeffus, Killian, Lewis, Lucas, Randleman, Rapp, Stewart, Tarleton, R. Warren, and Weiss:

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H.B. 697, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT LAW ENFORCEMENT OFFICERS HAVE ONE YEAR OF CREDITABLE SERVICE IN ORDER TO QUALIFY FOR DISABILITY RETIREMENT BENEFITS UNDER THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR INJURIES INCURRED IN THE LINE OF DUTY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Pensions and Retirement.

By Representatives Dickson, Lucas, Glazier, and E. Floyd (Primary Sponsors); and Brisson:

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AMEND THE UMSTEAD ACT TO PERMIT FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE TO PROPERLY TAKE ADVANTAGE OF CERTAIN INNOVATIVE TECHNOLOGIES, is referred to the Committee on Education and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative McLawhorn:

H.B. 699, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL MUNICIPALITIES AND COUNTIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THEIR PUBLIC NUISANCE ORDINANCES, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary III.

By Representatives McLawhorn and Harrison:

H.B. 700, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE PAMLICO-TAR RIVER FOUNDATION, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative Frye:

H.B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE THE OFFICE OF TAX COLLECTOR IN AVERY COUNTY APPOINTIVE RATHER THAN ELECTIVE, is referred to the Committee on Local Government I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Goforth, Whilden, and Fisher (Primary Sponsors):

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H.B. 702, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER AMENDMENTS TO THE SULLIVAN ACT, AND TO ALLOW THE CITY OF ASHEVILLE TO USE REVENUES FOR STREET AND SIDEWALK IMPROVEMENTS ASSOCIATED WITH WATERLINE IMPROVEMENTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Water Resources and Infrastructure.

By Representatives Glazier, Allen, and England (Primary Sponsors); Harrison and Rapp:

H.B. 703, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE RULES ADOPTED BY THE NORTH CAROLINA MEDICAL BOARD AND APPROVED BY THE RULES REVIEW COMMISSION, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Goodwin, Bordsen, and Burris-Floyd (Primary Sponsors); Bell, Cotham, Earle, Glazier, Harrison, Lucas, and Luebke:

H.B. 704, A BILL TO BE ENTITLED AN ACT TO REDEFINE THE ROLE OF COURT-APPOINTED ATTORNEYS IN INCOMPETENCY AND GUARDIANSHIP PROCEEDINGS UNDER THE LAWS PERTAINING TO GUARDIANSHIP, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

By Representatives Goodwin, Bordsen, and Burris-Floyd (Primary Sponsors); Bell, Earle, Glazier, Harrison, Lucas, and Luebke:

H.B. 705, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATE'S GUARDIANSHIP STATUTES WITH RESPECT TO JURISDICTION, VENUE, PROCEDURE, APPEALS, AND PORTABILITY, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

By Representatives E. Floyd and Hughes:

H.B. 706, A BILL TO BE ENTITLED AN ACT TO ENSURE THE ACCESSIBILITY OF HANDICAPPED PARKING IN NORTH CAROLINA BY CHANGING THE HANDICAP PLACARD DESIGN TO REFLECT AN EXPIRATION DATE VISIBLE FROM AT LEAST TWENTY FEET TO ENSURE INCREASED ENFORCEMENT AND COLLECTION OF EXPIRED OR REVOKED PLACARDS AND TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO ISSUE PLACARD REGISTRATION CARDS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

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By Representatives Wilkins, Yongue, Glazier, and Johnson (Primary Sponsors); K. Alexander, Allen, Bell, Blackwood, Brisson, Bryant, Cotham, Dickson, Faison, Fisher, E. Floyd, Haire, Hall, Harrison, Howard, Hughes, Hurley, Insko, Love, Lucas, Luebke, McGee, Rapp, Sager, Spear, Sutton, Tarleton, Tolson, E. Warren, Womble, and Wray:

H.B. 707, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE ABC BONUS PROGRAM, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Rapp, Glazier, and Dickson (Primary Sponsors); Goforth, Insko, and Lucas:

H.B. 708, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE GOVERNOR, THE LEGISLATIVE SERVICES COMMISSION, AND THE CHIEF JUSTICE TO ORDER THE MANDATORY FURLOUGH OF EMPLOYEES IN ORDER TO EFFECT NECESSARY ECONOMIES IN STATE EXPENDITURES WHEN IT IS DETERMINED THAT A SIGNIFICANT BUDGET DEFICIT WILL OCCUR, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Allen and Gibson (Primary Sponsors):

H.B. 709, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT, is referred to the Committee on Environment and Natural Resources.

By Representatives Daughtry and Langdon:

H.B. 710, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CLAYTON TO USE ELECTRONIC MEANS TO PROVIDE PUBLIC NOTICE FOR CERTAIN PUBLIC HEARINGS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary I.

By Representatives Wilkins and Folwell (Primary Sponsors); Blackwood, England, Faison, and Harrison:

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H.B. 711, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FAIR TREATMENT OF GOVERNMENTAL ENTITIES BY RE-ENACTING THE SALES AND USE TAX REFUND FOR LOCAL SCHOOL ADMINISTRATIVE UNITS AND FOR SCHOOL FOOD SERVICE AGENCIES, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Crawford, M. Alexander, Bell, Faison, Fisher, Glazier, Tarleton, and Wray:

H.B. 712, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PREVENT BLINDNESS, INC., is referred to the Committee on Appropriations.

By Representatives Allen and Gibson (Primary Sponsors); and Lucas:

H.B. 713, A BILL TO BE ENTITLED AN ACT TO AMEND OR REPEAL VARIOUS ENVIRONMENTAL AND NATURAL RESOURCES REPORTING REQUIREMENTS, is referred to the Committee on Environment and Natural Resources.

By Representative Allen:

H.B. 714, A BILL TO BE ENTITLED AN ACT TO REQUIRE NEIGHBORHOOD DEVELOPERS AND SELLERS TO OBTAIN A SURETY BOND IN FAVOR OF THE NEIGHBORHOOD HOME-OWNERS TO COVER THE FIRST TEN YEARS OF REPAIR TO A PRIVATE STREET, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative Allen:

H.B. 715, A BILL TO BE ENTITLED AN ACT TO REQUIRE DISSOLVED CORPORATIONS AND DISSOLVED LIMITED LIABILITY COMPANIES SEEKING PROTECTION FROM UNKNOWN CLAIMANTS TO PUBLISH NOTICES IN ALL COUNTIES WHERE THEY CONDUCTED BUSINESS, RATHER THAN JUST IN THE COUNTY WHERE THE COMPANY WAS HEADQUARTERED OR REGISTERED, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Allen, Howard, Blue, and Brubaker (Primary Sponsors); Current, Harrison, and Lucas:

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H.B. 716, A BILL TO BE ENTITLED AN ACT TO REGULATE REAL ESTATE APPRAISAL MANAGEMENT COMPANIES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Tarleton, Bell, E. Floyd, Glazier, Harrison, Hughes, and Lucas:

H.B. 717, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE CONSOLIDATION OF THE GENERAL STATUTES AND ADMINISTRATIVE RULES PERTAINING TO HIGH SCHOOL PROGRAMS OFFERED AT COMMUNITY COLLEGES, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Brisson and Justus (Primary Sponsors); England, E. Floyd, Johnson, and Lucas:

H.J.R. 718, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CERTAIN MENTAL HEALTH COMMITMENT STATUTES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tolson, Faison, and Rapp:

H.B. 719, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE STATE GEOGRAPHIC INFORMATION CONSOLIDATION PLAN AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Appropriations.

By Representatives Insko, Faison, Fisher, and Harrison:

H.B. 720, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO AUTHORIZE THE BOARD OF ALDERMEN TO ADOPT ORDINANCES THAT PROHIBIT DEED RESTRICTIONS, COVENANTS, EQUITABLE SERVITUDES, OR ANY SIMILAR BINDING AGREEMENTS THAT WOULD PROHIBIT THE INSTALLATION OF SOLAR COLLECTORS, CLOTHESLINES, RAIN BARRELS, GARDEN FENCES, OR ANY OTHER DEVICES DESIGNED TO GENERATE OR CONSERVE ENERGY THROUGH

March 23, 2009

THE USE OF RENEWABLE RESOURCES OR TO CAPTURE, STORE, OR REUSE WATER, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

By Representatives Insko, Cotham, Fisher, and Harrison:

H.B. 721, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO ALLOW THE TOWN TO ADOPT ORDINANCES PROHIBITING HOUSING DISCRIMINATION ON THE BASIS OF FAMILIAL STATUS, HANDICAP, SEXUAL ORIENTATION, GENDER IDENTIFICATION, AND GENDER EXPRESSION, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

By Representatives Hilton and Frye (Primary Sponsors); and Faison:

H.B. 722, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT GLASS VIALS THAT ARE A CERTAIN LENGTH AND DIAMETER THAT MAY BE USED AS DRUG PARAPHERNALIA SHALL BE SOLD FROM BEHIND THE COUNTER AND TO REQUIRE THAT A PURCHASER PROVIDE CERTAIN IDENTIFYING INFORMATION WHEN PURCHASING THESE PRODUCTS, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Tucker and Hughes:

H.B. 723, A BILL TO BE ENTITLED AN ACT TO REQUIRE HOLDERS OF ABANDONED PROPERTY WITH FIFTY OR MORE PROPERTY OWNER RECORDS TO FILE ELECTRONICALLY WITH THE OFFICE OF THE STATE TREASURER, TO ALLOW HOLDERS WITH LESS THAN FIFTY PROPERTY OWNER RECORDS TO FILE ELECTRONICALLY, AND TO ALLOW HOLDERS REPORTING ELECTRONICALLY TO FILE AN ELECTRONIC AFFIDAVIT, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

By Representatives Cleveland and Blackwood (Primary Sponsors); Blust, Brown, Brubaker, Burr, Gulley, Hurley, McCormick, McGee, Neumann, Starnes, and Tillis:

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H.B. 724, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PREVAILING PLAINTIFF IN A SUIT UNDER THE OPEN MEETINGS LAW IS ENTITLED TO REASONABLE ATTORNEYS' FEES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

By Representative Cole:

H.B. 725, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PURCHASE OF CREDITABLE SERVICE BY MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR CERTAIN PERIODS OF NONQUALIFIED EMPLOYMENT, is referred to the Committee on Pensions and Retirement.

By Representatives Moore, Ross, and Goodwin (Primary Sponsors); Bordsen, Faison, Fisher, Harrison, Insko, and Lucas:

H.B. 726, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON'S RECORD MAY BE EXPUNGED FOR A FIRST MISDEMEANOR OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN EIGHTEEN YEARS OLD EVEN THOUGH THE PERSON IS EIGHTEEN YEARS OLD OR OLDER AT THE TIME OF CONVICTION AND TO PROVIDE THAT A PRAYER FOR JUDGMENT CONTINUED MAY BE DISMISSED FROM A PERSON'S RECORD IN THE SAME MANNER AS A DISMISSAL OR FINDING OF NOT GUILTY, is referred to the Committee on Judiciary II.

By Representatives Love, Starnes, Allen, and K. Alexander (Primary Sponsors); Frye, Grady, McGee, Tolson, Tucker, and E. Warren:

H.B. 727, A BILL TO BE ENTITLED AN ACT TO REFORM THE STATE'S ANNEXATION LAWS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representative McComas:

H.B. 728, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PORT FACILITY THAT UTILIZES SPECIALIZED MACHINERY TO PROCESS BULK CARGO INTO A FORM SUITABLE FOR DELIVERY AND USE BY A MANUFACTURING FACILITY QUALIFIES AS A MANUFACTURING FACILITY FOR PURPOSES OF THE PRIVILEGE

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TAX ON MILL MACHINERY, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Justice, McComas, and Hughes (Primary Sponsors):

H.B. 729, A BILL TO BE ENTITLED AN ACT TO REWRITE THE WILMINGTON CIVIL SERVICE ACT, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

By Representatives Starnes and Blust (Primary Sponsors); Blackwood, Current, and Folwell:

H.B. 730, A BILL TO BE ENTITLED AN ACT TO REDUCE THE CORPORATE INCOME TAX RATE IN NORTH CAROLINA TO COMPETE WITH SURROUNDING STATES, is referred to the Committee on Finance.

By Representative Starnes:

H.B. 731, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXCISE TAX ON MALT BEVERAGES BASED ON THE ALCOHOL BY VOLUME OF THE BEVERAGE, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Finance.

By Representatives Ross, Haire, Stam, and Stevens:

H.B. 732, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADMINISTRATIVE OFFICE OF THE COURTS TO CHARGE FEES TO APPLICANTS FOR MEDIATOR AND MEDIATOR TRAINING PROGRAM CERTIFICATIONS AND CERTIFICATION RENEWAL FEES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives McElraft, Dickson, Sager, and Allen (Primary Sponsors); Allred, Bordsen, Carney, Cotham, Dollar, Farmer-Butterfield, Fisher, Glazier, Harrell, Jeffus, Jones, Stewart, Tarleton, E. Warren, and Wilkins:

H.B. 733, A BILL TO BE ENTITLED AN ACT TO REGULATE COMMERCIAL DOG BREEDING, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance.

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By Representatives Blust, Allred, and Cleveland (Primary Sponsors); Blackwood, Brown, Current, Frye, Grady, Gulley, Hilton, Howard, Justice, McCormick, McGee, Moore, Randleman, Sager, Setzer, Starnes, Steen, Tillis, and West:

H.B. 734, A BILL TO BE ENTITLED AN ACT AMENDING THE PUBLIC RECORDS LAWS TO PROVIDE THAT THE SUCCESSFUL PLAINTIFF IN A PUBLIC RECORDS DISPUTE IS ENTITLED TO REASONABLE ATTORNEYS' FEES AND TO IMPOSE INDIVIDUAL LIABILITY FOR CIVIL PENALTIES FOR FAILURE TO PROVIDE ACCESS TO A PUBLIC RECORD WITHOUT GOOD CAUSE; CREATING THE OPEN GOVERNMENT UNIT OF THE DEPARTMENT OF JUSTICE; AND, ESTABLISHING A FEE FOR MODERATION AND MEDIATION SERVICES BY THAT UNIT, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Tarleton and Goforth (Primary Sponsors); and Faison:

H.B. 735, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING BUILDING CODE STANDARDS FOR BUILDINGS USED BY HIGH SCHOOL STUDENTS ATTENDING CLASSES ON COMMUNITY COLLEGE CAMPUSES, is referred to the Committee on Education and, if favorable, to the Committee on State Government/State Personnel.

CALENDAR

Action is taken on the following:

H.B. 260 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF AHOSKIE FROM TWO YEARS TO FOUR YEARS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 121 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF CARTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cole, Cotham, Crawford, Current,

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Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Setzer, Spear, Stam, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, and Yongue - 110.

Voting in the negative: None.

Excused absences: Speaker Hackney; Representatives Barnhart, McComas, Samuelson, Stiller, and Wray - 6.

H.B. 98 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEMBER OF THE ARMED FORCES OR OF RESERVE COMPONENTS OF THE ARMED FORCES TO RENEW A DRIVERS LICENSE UPON RECEIPT OF DEPLOYMENT ORDERS AND TO ALLOW A THIRTY-DAY GRACE PERIOD FOR AN EXPIRED LICENSE UPON RELEASE FROM ACTIVE DUTY, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 186 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL GOVERNMENTS TO OBJECT TO THE LOCATION OF ALCOHOLIC BEVERAGE CONTROL STORES IF THE LOCAL GOVERNMENT HAS HELD A PUBLIC HEARING, TAKEN EVIDENCE, AND PASSED A RESOLUTION OBJECTING TO THE LOCATION OF AN ALCOHOLIC BEVERAGE CONTROL STORE, passes its second reading, by electronic vote (110-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 187 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT LOCAL BOARDS OF EDUCATION TO ENCOURAGE LOCAL BUSINESSES TO ADOPT PERSONNEL POLICIES TO PERMIT PARENTS TO ATTEND STUDENT CONFERENCES, AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES TO IMPLEMENT PROGRAMS THAT ASSIST STUDENTS IN MAKING

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A SUCCESSFUL TRANSITION BETWEEN THE MIDDLE SCHOOL AND HIGH SCHOOL YEARS, INCREASE PARENTAL INVOLVEMENT IN STUDENT ACHIEVEMENT, AND REDUCE SUSPENSION AND EXPULSION RATES AND ENCOURAGE ACADEMIC PROGRESS DURING SUSPENSIONS, AND TO DIRECT LOCAL BOARDS OF EDUCATION TO MODIFY POLICIES ON PREGNANT AND PARENTING STUDENTS TO PROVIDE ASSISTANCE AND SUPPORT TO ENCOURAGE PREGNANT AND PARENTING STUDENTS TO GRADUATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of March 23 are introduced to the membership. They are: Destiny Bullock of Pitt; Jacqueline Deese of Scotland; Kiara Hinton of Guilford; Ethan Hollifield of Mitchell; Jonathan Hollifield of Mitchell; Woody Horton of Bladen; Hope McPherson of Robeson; Dominique Murray of Moore; Miranda Salser of Catawba; Emily Scott-Cruz of Henderson; Christa Taylor of Robeson; Demetrius Tyson of Moore; and Jessica Williford of Wake.

On motion of Representative Owens, seconded by Representative Adams, the House adjourns at 7:53 p.m. to reconvene March 24 at 3:00 p.m.

THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 24, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

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"Like sheep who sometimes wander from the flock, from time to time, we, too, go astray. By taking our eyes off of the Shepherd, we leave the safety of our green pastures and wander off into the wilderness where ravenous beasts lurk in wait to devour us. Great Shepherd of our souls, remind us of Your infinite mercy so that we might know that we can always return to the safety of the fold and know that we will find a Shepherd who offers us grace and love and a welcoming embrace. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Bordsen, Glazier, Lewis, and Samuelson for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 94, AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS AN UNPAID VOLUNTEER IN A LOCAL SCHOOL ADMINISTRATIVE UNIT IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 112, AN ACT TO ALLOW THE TOWN OF WALLACE TO DECLARE RESIDENTIAL AND NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING THOSE BUILDINGS. (S.L. 2009-9)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives England and Insko, Chairs, for the Committee on Health:

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H.B. 144 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, IN COLLABORATION WITH THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF AGING AND ADULT SERVICES, THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS FOR SPECIAL CARE POPULATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 25.

H.B. 259, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE OFFICE OF MEN'S HEALTH WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, AS RECOMMENDED BY THE PUBLIC HEALTH STUDY COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 703, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE RULES ADOPTED BY THE NORTH CAROLINA MEDICAL BOARD AND APPROVED BY THE RULES REVIEW COMMISSION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 461, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE PILOT PROGRAM REGARDING ANNUAL INSPECTIONS OF ANIMAL OPERATIONS THAT ARE SUBJECT TO A GENERAL PERMIT FOR AN ANIMAL WASTE MANAGEMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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By Representative Love, Chair, for the Education Subcommittee on Community Colleges, with approval of standing committee Chairs for the following reports to be made directly to the floor of the House:

H.B. 391, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO OFFER NONCREDIT COURSES IN SAFE DRIVING TO HIGH SCHOOL STUDENTS DURING THE SCHOOL YEAR, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Transportation.

On motion of Representative Langdon, Committee Amendment No. 1 is adopted, by electronic vote (107-0).

Representative Faison requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (108-0).

The bill, as amended, is ordered engrossed and re-referred to the Committee on Transportation.

H.B. 491, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO TEACH DEVELOPMENTAL COURSES AND COLLEGE SUCCESS SKILLS COURSES AT ANY TIME DURING THE YEAR, INCLUDING THE SUMMER TERM AND TO EARN BUDGET FTE FOR THE COURSES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 85 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON RAFFLE PRIZES AND TO AUTHORIZE THE RAFFLE OF REAL PROPERTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 25.

SUBCOMMITTEE REFERRALS

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer the following bills to the Appropriations Subcommittee on Education:

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H.B. 42 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT SCIENCE SAFETY MEASURES IN THE PUBLIC SCHOOLS.

H.B. 65 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REENACT AND CLARIFY THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE.

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Standing Committee on Appropriations refer **H.B. 494**, A BILL TO BE ENTITLED AN ACT ALLOWING A SUPERIOR COURT JUDGE TO PERFORM MARRIAGE CEREMONIES, to the Appropriations Subcommittee on General Government.

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **S.B. 89** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF GRANDFATHER MOUNTAIN STATE PARK TO THE STATE PARKS SYSTEM, to the Appropriations Subcommittee on Natural and Economic Resources.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Spear:

H.B. 736, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE WATER RESOURCES DEVELOPMENT PROGRAM MAY AWARD GRANTS TO LOCAL GOVERNMENTS TO RELOCATE IMMINENTLY THREATENED STRUCTURES OR DEMOLISH CONDEMNED STRUCTURES LOCATED IN THE OCEAN OR INLET HAZARD AREAS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Appropriations.

By Representatives Martin and Insko (Primary Sponsors); Adams, M. Alexander, Barnhart, Braxton, Coates, Earle, Faison, Farmer-Butterfield, Fisher, Glazier, Grady, Harrison, Hughes, Lewis, Lucas, Luebke, McLawhorn, Neumann, Parmon, Rapp, Wainwright, and Weiss:

H.B. 737, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SEEK A

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MEDICAID WAIVER FOR INDIVIDUALS WITH TRAUMATIC BRAIN INJURY, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS AND BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Martin and Insko (Primary Sponsors); Adams, M. Alexander, Barnhart, Braxton, Coates, Earle, Faison, Farmer-Butterfield, Fisher, E. Floyd, Glazier, Grady, Harrison, Lewis, Lucas, Luebke, McElraft, McLawhorn, Neumann, Pierce, Rapp, Wainwright, and Weiss:

H.B. 738, A BILL TO BE ENTITLED AN ACT TO DIRECT THE INSTITUTE OF MEDICINE TO STUDY THE PROVISION OF STATE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO CURRENT AND FORMER MEMBERS OF THE ARMED FORCES OF THE UNITED STATES AND NORTH CAROLINA NATIONAL GUARD AND THEIR FAMILIES, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS AND BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

By Representatives Bordsen and Goodwin (Primary Sponsors); M. Alexander, Fisher, Glazier, Harrison, Martin, Rapp, and Wainwright:

H.B. 739, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR GUARDIANSHIP SERVICES UNDER THE LAWS RELATING TO GUARDIANSHIP, is referred to the Committee on Appropriations.

By Representatives Bordsen and Goodwin (Primary Sponsors); M. Alexander, Fisher, Glazier, Harrison, Hughes, Martin, Parmon, and Rapp:

H.B. 740, A BILL TO BE ENTITLED AN ACT TO IMPROVE PUBLIC GUARDIANSHIP SERVICES IN NORTH CAROLINA, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

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By Representatives Holliman and Insko (Primary Sponsors); Adams, M. Alexander, Earle, Faison, Glazier, Harrison, Lucas, Luebke, Parmon, Wainwright, and Weiss:

H.B. 741, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NC INSTITUTE OF MEDICINE TO USE FUNDS APPROPRIATED BY THE 2007 GENERAL ASSEMBLY TO CONTINUE ITS HEALTH ACCESS STUDY GROUP, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Spear, Goforth, Justice, McComas, McElraft, Stiller, and Wainwright:

H.B. 742, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE RETENTION OF ACCUMULATED SURPLUS BY THE NORTH CAROLINA INSURANCE UNDERWRITING ASSOCIATION, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representative Jackson:

H.B. 743, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WENDELL TO EXTEND ITS EXTRATERRITORIAL JURISDICTION OVER A CERTAIN DESCRIBED AREA WITH THE APPROVAL OF THE BOARD OF COMMISSIONERS OF WAKE COUNTY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Yongue, Insko, Wiley, and England (Primary Sponsors); Adams, Faison, Farmer-Butterfield, Glazier, Harrell, Hughes, Lucas, Parmon, and Pierce:

H.B. 744, A BILL TO BE ENTITLED AN ACT TO REQUIRE BOARDS OF DIRECTORS OF CHARTER SCHOOLS TO IMPLEMENT THE GUIDELINES ADOPTED BY THE STATE BOARD OF EDUCATION FOR THE DEVELOPMENT AND IMPLEMENTATION OF INDIVIDUAL DIABETES CARE PLANS AND TO REQUIRE LOCAL BOARDS OF EDUCATION AND BOARDS OF DIRECTORS OF CHARTER SCHOOLS TO REPORT ANNUALLY TO THE STATE BOARD OF EDUCATION ABOUT THEIR COMPLIANCE WITH THESE GUIDELINES, is referred to the Committee on Health and, if favorable, to the Committee on Education.

By Representatives Insko, Faison, Farmer-Butterfield, Hughes, Parmon, and Pierce:

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H.B. 745, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR A STATEWIDE LEADERSHIP TRAINING INITIATIVE FOR CONSUMER AND FAMILY ADVISORY COMMITTEES (CFAC), is referred to the Committee on Appropriations.

By Representatives Insko and M. Alexander:

H.B. 746, A BILL TO BE ENTITLED AN ACT AMENDING THE LICENSED PROFESSIONAL COUNSELORS ACT AND AUTHORIZING THE NORTH CAROLINA BOARD OF LICENSED PROFESSIONAL COUNSELORS TO INCREASE CERTAIN FEES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Fisher, Goforth, and Whilden (Primary Sponsors):

H.B. 747, A BILL TO BE ENTITLED AN ACT INCREASING THE FORCE ACCOUNT LIMIT FOR THE CITY OF ASHEVILLE AND BUNCOMBE COUNTY FOR CONSTRUCTION OR REPAIR PROJECTS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary II.

By Representatives Ross, Stam, Weiss, and Dollar (Primary Sponsors); Adams, M. Alexander, Blue, Glazier, Harrell, Harrison, Jackson, Mackey, Martin, Parmon, Pierce, and Rapp:

H.B. 748, A BILL TO BE ENTITLED AN ACT TO FORBID COUNTY BOARDS OF ELECTIONS FROM DESIGNATING EARLY VOTING SITES IN NONPUBLIC BUILDINGS THAT DO NOT ALLOW ELECTIONEERING, EXCEPT THAT ELECTIONEERING MAY BE RESTRICTED TO ONE OR MORE LOCATIONS ON THE PROPERTY, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives K. Alexander, Cotham, Faison, Gibson, Harrison, Mackey, Stewart, and Tarleton:

H.B. 749, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BUILDING CODE TO PERMIT THE USE OF CISTERNS TO PROVIDE WATER FOR FLUSHING TOILETS AND FOR OUTDOOR IRRIGATION IN THE CONSTRUCTION OR RENOVATION OF RESIDENTIAL OR COMMERCIAL BUILDINGS OR STRUCTURES AND TO PROHIBIT ANY STATE, COUNTY, OR LOCAL BUILDING CODE

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OR REGULATION FROM PROHIBITING THE USE OF CISTERNS FOR THESE USES, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Blue, Glazier, Coates, and Harrell (Primary Sponsors); Adams, Faison, Fisher, E. Floyd, Hall, Harrison, Jackson, Lucas, Luebke, Mackey, Mobley, Parmon, Pierce, Ross, Wainwright, Weiss, and Wray:

H.B. 750, A BILL TO BE ENTITLED AN ACT TO RESTORE CONTRACT RIGHTS TO STATE AND LOCAL ENTITIES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Underhill and Wainwright (Primary Sponsors); and Adams:

H.B. 751, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COASTAL REGIONAL SOLID WASTE MANAGEMENT AUTHORITY TO ENROLL ITS EMPLOYEES AND RETIREES IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representatives Braxton, Lewis, R. Warren, and Brisson (Primary Sponsors); Faison, McElraft, Rapp, and Wray:

H.B. 752, A BILL TO BE ENTITLED AN ACT TO PROVIDE APPLICANTS WHO REGISTER MOTOR VEHICLES AT THE FARMER RATE TO CHOOSE BETWEEN A STAGGERED REGISTRATION YEAR OR AN ANNUAL REGISTRATION YEAR, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 345, A BILL TO BE ENTITLED AN ACT TO ADD PUBLIC HEALTH PREPAREDNESS AND QUALITY IMPROVEMENT TO THE LIST OF ESSENTIAL PUBLIC HEALTH SERVICES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

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S.B. 385 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MACON COUNTY TO REGULATE THE SUBDIVISION OF LAND, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on State Government/State Personnel.

S.B. 452, A BILL TO BE ENTITLED AN ACT TO MAKE STATE-WIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE INTERSTATE WILDLIFE VIOLATOR COMPACT INCLUDES VIOLATIONS OF MARINE RESOURCES LAW, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 485, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

On motion of Representative Owens, seconded by Representative Goodwin, the House adjourns at 3:29 p.m. to reconvene March 25 at 3:00 p.m.

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THIRTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 25, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"The Psalmist wrote, 'The heavens declare the glory of God. The skies proclaim the work of God's hands.' (Psalm 19:1). How can we move throughout our wonderful State, O God, and not bear witness to the poet's words declaring the mighty wonder of Your creation, especially now as the barrenness of winter bursts forth into the metamorphosis of spring. Trees begin to bloom, the pinks and whites and greens open up with their fragrances filling the air with heaven's perfume. O God, we celebrate Your gift of the earth in all of its beauty. So, as we pause to appreciate anew this annual change of seasons, we pray that You would change not just our outward selves but our inner beings, as well. Incline our hearts to seek after Thee and all that is right and good, fair and just, loving and kind. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Blue, Brown, Lewis, McElraft, and Samuelson for today.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 551, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TAKING FOXES WITH WEAPONS AND BY TRAPPING IN DAVIDSON COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 26.

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By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 2 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 26. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 227, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WINSTON-SALEM TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN SUBSTANDARD RESIDENTIAL PROPERTY TO PROVIDE HOUSING FOR LOW AND MODERATE INCOME PERSONS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 26. The original bill is placed on the Unfavorable Calendar.

H.B. 506, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFICATIONS TO THE ENTITLEMENT TO COUNSEL AND THE PROCEDURES FOR APPOINTMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 357, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION BY DELETING FROM A 1981 LAW RELATING TO FILLING VACANCIES IN COUNTY BOARDS OF EDUCATION ELECTED ON A PARTISAN BASIS COUNTY BOARDS OF EDUCATION THAT IN FACT ARE NOT ELECTED ON A PARTISAN BASIS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 26.

March 25, 2009

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 616, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF LARCENY, DESTRUCTION, DEFACEMENT, OR VANDALISM OF PORTABLE TOILETS OR PUMPER TRUCKS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 209, A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF TAKING INDECENT LIBERTIES WITH A STUDENT TO THE LIST OF SEX OFFENSES THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SEX OFFENDER ISSUES, reported without prejudice as to the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 382 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY MODEL REGISTRY FOR USE BY COUNTIES AND MUNICIPALITIES IN IDENTIFYING FUNCTIONALLY AND MEDICALLY FRAGILE PERSONS IN NEED OF ASSISTANCE DURING A DISASTER; AND TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO OPERATE SIMILAR REGISTRIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 26. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 488, A BILL TO BE ENTITLED AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 26.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 572, A BILL TO BE ENTITLED AN ACT TO DIRECT THAT THE CONSTRUCTION OF A NURSING HOME FOR VETERANS IN THE WESTERN PART OF THE STATE SHALL BE BUILT IN BLACK MOUNTAIN, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 434, A BILL TO BE ENTITLED AN ACT TO REQUIRE INDIVIDUAL NOTICE TO ANIMAL WASTE MANAGEMENT SYSTEM GENERAL OR INDIVIDUAL PERMIT HOLDERS PRIOR TO ANY PUBLIC MEETINGS CONDUCTED BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES REGARDING REVISIONS TO OR RENEWAL OF THE GENERAL OR INDIVIDUAL PERMIT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The original bill is placed on the Unfavorable Calendar.

March 25, 2009

By Representative Carney, Chair, for the Committee on Transportation:

H.B. 250, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A FIRST IN TURF SPECIAL REGISTRATION PLATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 325, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE FRIENDS OF THE MOUNTAINS-TO-SEA TRAIL, INC., with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 417 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO GRADUATED DRIVERS LICENSE PROVISIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 440, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF AUTOMATED CAMERA OR VIDEO RECORDING SYSTEMS TO DETECT AND PROSECUTE INDIVIDUALS WHO PASS STOPPED SCHOOL BUSES, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 486, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A CAROLINA REGIONAL VOLLEYBALL ASSOCIATION SPECIAL REGISTRATION PLATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 489, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A TRAVEL

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AND TOURISM SPECIAL PLATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 574, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE BATTLE OF KINGS MOUNTAIN, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 689, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE COMMEMORATING THE ONE HUNDREDTH ANNIVERSARY OF THE HIGH POINT FURNITURE MARKET, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 292, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE RANDOLPH COUNTY SENIOR ADULTS ASSOCIATION, INC., TO ASSIST IN DEVELOPING A NEW SENIOR ADULTS FACILITY TO SERVE RANDOLPH COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 195, A BILL TO BE ENTITLED AN ACT TO DIRECT THE UNIVERSITY OF NORTH CAROLINA INSTITUTE ON AGING, AND THE DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO TAKE A LEADERSHIP ROLE IN HELPING NORTH CAROLINA PREPARE FOR INCREASED NUMBERS OF OLDER ADULTS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report and recommendation that the bill be re-referred to the Committee on Education.

The bill is re-referred to the Committee on Education.

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By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 212 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF HEALTH INSURANCE PILOT DEMONSTRATION PROJECTS IN INTERESTED COUNTIES TO PROVIDE A MODEL FOR AFFORDABLE EMPLOYER-BASED HEALTH INSURANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 26.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 377, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY EMERGENCY MANAGEMENT CERTIFICATION PROGRAM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

H.B. 378, A BILL TO BE ENTITLED AN ACT TO STATUTORILY ESTABLISH THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Carney:

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H.B. 753, A BILL TO BE ENTITLED AN ACT TO CLARIFY RESTRICTIONS ON OPERATING A SCHOOL BUS OR ACTIVITY BUS WHILE OCCUPIED BY A CHILD OR CHILDREN, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representative Carney:

H.B. 754, A BILL TO BE ENTITLED AN ACT TO CHANGE THE TIME PERIOD FOR WHICH AN AGGRIEVED PARTY MAY REQUEST AN ADMINISTRATIVE HEARING BEFORE THE DIVISION OF MOTOR VEHICLES FOR A VIOLATION OF THE MOTOR VEHICLE INSPECTION PROGRAM STATUTES, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Carney and Lucas:

H.B. 755, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CHANGE TO THE HIGHWAY BEAUTIFICATION FUND ALLOCATION, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Cole, Braxton, Crawford, Dickson, Hill, Lucas, McLawhorn, Rapp, Underhill, R. Warren, and Wray:

H.B. 756, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE EQUINE INDUSTRY COMMISSION AND TO APPROPRIATE FUNDS TO SUPPORT THE WORK AND STAFFING OF THE EQUINE INDUSTRY COMMISSION, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance and, if favorable to the Committee on Appropriations.

By Representative Faison:

H.B. 757, A BILL TO BE ENTITLED AN ACT TO DESIGNATE TWO HIGH SCHOOLS IN THE ORANGE COUNTY SCHOOL ADMINISTRATIVE UNIT AS TECHNOLOGY HIGH SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representative Dollar:

H.B. 758, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF APEX, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

March 25, 2009

By Representative Gibson:

H.B. 759, A BILL TO BE ENTITLED AN ACT TO EXTEND THE ONE-YEAR STAY OF COMPLIANCE WITH THE MANDATORY RECYCLING LAW FOR ABC PERMITTEES TO ACCOMMODATE THOSE PERMITTEES WHO DO NOT HAVE ACCESS TO RECYCLING SERVICES, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Environment and Natural Resources.

By Representative Gibson:

H.B. 760, A BILL TO BE ENTITLED AN ACT TO EXEMPT PESTICIDE CONTAINERS FROM THE PROHIBITION ON DISPOSAL OF RIGID PLASTIC CONTAINERS IN LANDFILLS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary III.

By Representatives Gibson, Glazier, and Lucas:

H.B. 761, A BILL TO BE ENTITLED AN ACT TO: (1) EXTEND SUNSET DATES APPLICABLE TO THE DRY-CLEANING SOLVENT CLEANUP ACT, THE DRY-CLEANING SOLVENT CLEANUP FUND, AND THE DRY-CLEANING SOLVENT TAX; (2) ALLOW THE USE OF STATE AND LOCAL LAND-USE CONTROLS AND DEED NOTICES IN LIEU OF LAND-USE RESTRICTIONS FOR PROPERTIES IN THE AREA OF CONTAMINATED DRY-CLEANING SITES, NOT INCLUDING PROPERTIES ON WHICH A DRY-CLEANING FACILITY IS OR WAS LOCATED WHICH IS THE SOURCE OF A SITE'S CONTAMINATION; (3) MODIFY NOTICE AND COMMENT REQUIREMENTS ASSOCIATED WITH A NOTICE OF INTENT TO REMEDIATE; AND (4) REMOVE THE LIMITATION ON DISBURSEMENT OF MONIES FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR COSTS INCURRED TO ADDRESS DRY-CLEANING SOLVENT CONTAMINATION ON STATE-OWNED PROPERTY, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representative Gibson:

H.B. 762, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE COMMUNITY ASSOCIATION MANAGERS LICENSURE ACT, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

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By Representatives Gibson, Glazier, and Lucas:

H.B. 763, A BILL TO BE ENTITLED AN ACT TO EXCLUDE FROM INCOME TAX CERTAIN GAINS FROM INVESTMENTS IN TECHNOLOGY BUSINESSES AND OTHER QUALIFIED SMALL BUSINESSES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Owens and E. Floyd:

H.B. 764, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Stam:

H.B. 765, A BILL TO BE ENTITLED AN ACT TO REVISE THE EXISTING ELECTIVE SHARE STATUTES, is referred to the Committee on Judiciary I.

By Representatives Womble, Parmon, Mobley, and Jones (Primary Sponsors); Adams, K. Alexander, M. Alexander, Blue, Brown, Bryant, Dollar, Faison, Farmer-Butterfield, E. Floyd, Glazier, Hall, Harrison, Luebke, Mackey, McGee, Spear, Tarleton, Wainwright, Weiss, and Wray:

H.B. 766, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY PRIOR TO THE COMPLETION OF FIFTEEN YEARS OF SERVICE, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Pensions and Retirement.

By Representatives Wainwright and Underhill (Primary Sponsors):

H.B. 767, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM OR ACROSS THE RIGHT-OF-WAY OF A PORTION OF STATE ROAD 1862, KNOWN AS JOYNER DRIVE, IN CRAVEN COUNTY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Wildlife Resources.

March 25, 2009

By Representatives Crawford, Hughes, and Lucas:

H.B. 768, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Finance.

By Representatives Crawford, Dollar, Faison, Frye, Lucas, and R. Warren:

H.B. 769, A BILL TO BE ENTITLED AN ACT TO PROVIDE ENHANCED ECONOMIC DEVELOPMENT INCENTIVES TO ENDANGERED MANUFACTURERS AND TO CLARIFY THAT A LOW-PROFIT LIMITED LIABILITY COMPANY IS A LIMITED LIABILITY COMPANY UNDER STATE LAW, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Avila, Glazier, Lucas, and Wiley (Primary Sponsors); Brown, Cleveland, Dollar, Folwell, Frye, Gulley, Harrison, Hurley, Parmon, Stam, Starnes, and Tillis:

H.B. 770, A BILL TO BE ENTITLED AN ACT AUTHORIZING CHARTER SCHOOLS TO GIVE PRIORITY FOR ADMISSION TO THE TWIN OF ANY STUDENT ASSIGNED TO A CHARTER SCHOOL, is referred to the Committee on Education.

By Representative Tillis:

H.B. 771, A BILL TO BE ENTITLED AN ACT MODIFYING THE AUTHORITY OF THE TOWNS OF CORNELIUS, DAVIDSON, AND HUNTERSVILLE TO ADOPT ORDINANCES REGULATING THE REMOVAL, REPLACEMENT, AND PRESERVATION OF TREES, is referred to the Committee on Local Government I and, if favorable, to the Committee on Environment and Natural Resources.

By Representative Tillis:

H.B. 772, A BILL TO BE ENTITLED AN ACT TO REDEFINE THE NEWSPAPERS ELIGIBLE TO ACCEPT LEGAL ADVERTISING IN THE TOWN OF HUNTERSVILLE, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary III.

March 25, 2009

By Representatives M. Alexander, Glazier, and Blue (Primary Sponsors); Faison, Fisher, Harrison, Insko, Jones, Lucas, and Mackey:

H.B. 773, A BILL TO BE ENTITLED AN ACT TO INCREASE ACCESS TO JUSTICE IN THE CIVIL COURTS, AS RECOMMENDED BY THE CHIEF JUSTICE'S NORTH CAROLINA EQUAL ACCESS TO JUSTICE COMMISSION, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives England, Insko, Current, and Justus (Primary Sponsors); Adams, M. Alexander, Glazier, Hall, Hughes, Jones, Lucas, Luebke, Tarleton, Wainwright, Weiss, and Womble:

H.B. 774, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT HIGH PRIORITY PUBLIC HEALTH INITIATIVES, AS RECOMMENDED BY THE PUBLIC HEALTH STUDY COMMISSION, is referred to the Committee on Appropriations.

By Representatives England, M. Alexander, and Parmon (Primary Sponsors); Brisson, Faison, Harrison, Insko, Lucas, and Womble:

H.B. 775, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ALTERNATIVE MEANS OF TESTIMONY FOR CHILDREN AND ADULTS WITH DISABILITIES AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON AUTISM SPECTRUM DISORDER AND PUBLIC SAFETY, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

By Representatives Stam, Neumann, Stevens, and McGee (Primary Sponsors); Allred, Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Braxton, Brisson, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Coates, Crawford, Current, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hill, Hilton, Holloway, Howard, Hurley, Johnson, Justice, Justus, Killian, Langdon, Lewis, Love, McComas, McCormick, McElraft, Mills, Moore, Pierce, Randleman, Rhyne, Sager, Samuelson, Setzer, Spear, Starnes, Steen, Stiller, Sutton, Tillis, Tucker, West, and Wiley:

H.B. 776, A BILL TO BE ENTITLED AN ACT TO PREVENT BULLYING AT PUBLIC SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary I.

March 25, 2009

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.B. 287 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN, is read the first time and referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 59, A BILL TO BE ENTITLED AN ACT ALLOWING ANY JUDGE OR JUSTICE TO PERFORM MARRIAGE CEREMONIES, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

S.B. 204, A BILL TO BE ENTITLED AN ACT TO ENABLE RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO RETURN TO EMPLOYMENT AS NURSING INSTRUCTORS WITHOUT LOSING RETIREMENT BENEFITS, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Pensions and Retirement.

S.B. 258 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY MODEL REGISTRY FOR USE BY COUNTIES AND MUNICIPALITIES IN IDENTIFYING FUNCTIONALLY AND MEDICALLY FRAGILE PERSONS IN NEED OF ASSISTANCE DURING A DISASTER; AND TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO OPERATE SIMILAR REGISTRIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF SOUTHPORT TO ENTER INTO AN ANNEXATION AGREEMENT, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

March 25, 2009

CALENDAR

Action is taken on the following:

H.B. 85 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON RAFFLE PRIZES AND TO AUTHORIZE THE RAFFLE OF REAL PROPERTY, passes its second reading, by electronic vote (112-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 120 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of March 26.

H.B. 144 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, IN COLLABORATION WITH THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF AGING AND ADULT SERVICES, THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS FOR SPECIAL CARE POPULATIONS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

Representative Blust requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-0).

The bill passes its third reading and is ordered sent to the Senate.

APPOINTMENTS BY THE SPEAKER

Pursuant to Rule 26, the Speaker makes the following appointments to the Select Committee on Economic Recovery: Representative Tolson, Chair; Representatives Insko, Bryant, Tarleton, Faison, Goforth, Bell, Cole, Folwell, Neumann, Howard, Johnson, and Tillis.

March 25, 2009

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 115, A BILL TO BE ENTITLED AN ACT TO RENAME THE NORTH CAROLINA COUNCIL FOR WOMEN/DOMESTIC VIOLENCE COMMISSION AND CLARIFY ITS ROLE AND RESPONSIBILITIES, TO EXPAND THE ROLE OF THE NORTH CAROLINA COUNCIL FOR WOMEN AND DESIGNATE THE QUALIFICATIONS FOR MEMBERSHIP, TO REVISE THE MEMBERSHIP AND STAFFING OF THE NORTH CAROLINA DOMESTIC VIOLENCE COMMISSION, TO AMEND THE PROCEDURE FOR OBTAINING A DOMESTIC VIOLENCE PROTECTIVE ORDER, TO SUPPORT A STATEWIDE DOMESTIC VIOLENCE PROTECTIVE ORDER NOTIFICATION SYSTEM AND INVESTIGATE THE COSTS, AND TO STUDY STATE OVERSIGHT AND COORDINATION OF SERVICES FOR VICTIMS OF SEXUAL VIOLENCE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 473, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MAGISTRATE WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 26.

H.B. 628, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO EXPEND EXISTING MONEYS FOR CAPITAL IMPROVEMENT PROJECTS AT NORTH CAROLINA AQUARIUM SATELLITE AREAS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Owens, the serial referral on **H.B. 547**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIRED SCHOOL OPENING AND CLOSING DATES IN THREE LOCAL SCHOOL ADMINISTRATIVE UNITS, is changed from the Committee on Commerce, Small Business, and Entrepreneurship to the Committee on Local Government II. The original referral to the Committee on Education remains.

Representative Owens moves, seconded by Representative Mills, that the House adjourn, subject to the receipt of Committee Reports, to reconvene March 26 at 12:00 Noon.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and permanent subcommittee are presented:

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 459, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ROCKY MOUNT TO ALLOW THE CITY TO ENACT A FAIR HOUSING ORDINANCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 32(a), the committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representatives Harrison, Pierce, and E. Warren, Chairs, for the Appropriations Subcommittee on Natural and Economic Resources, with approval of standing committee Chairs for report to be made directly to the floor of the House:

S.B. 89 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF GRANDFATHER MOUNTAIN STATE PARK TO THE STATE PARKS SYSTEM, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of March 26.

The House stands adjourned at 4:26 p.m.

THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 26, 2009

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"You know us better than we know ourselves. We think we are capable of compartmentalizing the many different pieces and parts of our lives and keep some things hidden from You. But, You know our hearts and You know our frames. There is no place within or without that we can hide from You. Grant us Your divine wisdom to use this knowledge as a spiritual tool to strengthen our lives, to shore up those pieces that need fixing and to celebrate those parts that are whole. When You look in on the marrow of our souls, may You find us pleasing and acceptable in Thy sight. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Allen, Earle, and Samuelson for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Cotham and Parmon, Chairs, for the Education Subcommittee on Pre-School, Elementary and Secondary Education, with

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approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 531, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

S.B. 52 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING PENDER AND BRUNSWICK COUNTIES AND THE CITY OF RALEIGH TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 291, A BILL TO BE ENTITLED AN ACT AMENDING THE COSMETIC ART ACT TO PROVIDE FOR LICENSURE OF PERSONS ENGAGING IN THE PRACTICE OF NATURAL HAIR BRAIDING, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 396, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME ELIGIBILITY LIMIT FOR THE HOMESTEAD EXCLUSION TO THIRTY-FIVE THOUSAND DOLLARS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

H.B. 557, A BILL TO BE ENTITLED AN ACT TO ENACT THE FUTURE VOLUNTEER FIREFIGHTERS & RESCUE SQUAD MEMBERS ACT OF NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The serial referral to the Committee on Judiciary I is stricken and the bill is re-referred to the Committee on Judiciary II.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 703 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE RULES ADOPTED BY THE NORTH CAROLINA MEDICAL BOARD AND APPROVED BY THE RULES REVIEW COMMISSION AND TO REQUIRE THE NORTH CAROLINA BOARD OF MEDICINE TO PUBLISH CERTAIN JUDGMENTS, AWARDS, PAYMENTS, AND SETTLEMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 463 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDEFINE THE TERM "ANTIQUE FIREARM" WITH REGARD TO THE LAW THAT REGULATES THE TRANSFER OF HANDGUNS AND WITH REGARD TO THE FELONY FIREARMS ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 30.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 465, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH TO ALLOW ACTIVATION OF PARKING METERS BY CREDIT CARD OR OTHER ELECTRONIC MEANS AND TO USE PROCEEDS COLLECTED FROM PARKING METERS FOR PARKING PROGRAMS AND PROVIDING PARKING FACILITIES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

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The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 18, A BILL TO BE ENTITLED AN ACT TO AMEND SPECIFIC EXPERIENCE HOURS OF THE FOUR HUNDRED CLOCK HOURS REQUIRED FOR PERMANENT LICENSURE AS A SPEECH AND LANGUAGE PATHOLOGIST, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 63 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE OPTIONS FOR DISTRIBUTION OF THE LOCAL SALES TAXES IN ONSLOW COUNTY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 30. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 103 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT ALEXANDER, CATAWBA, AND CHOWAN COUNTIES MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 30. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 225, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN INITIAL REVIEW OF APPEALS FOR REFUNDS OF OVERPAYMENT OF EXCISE STAMP TAXES FOR PURPOSES OF STREAMLINING RESOLUTION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 337, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF STATESVILLE, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of March 30.

By Representatives Fisher and Underhill, Chairs, for the Appropriations Subcommittee on General Government, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 494, A BILL TO BE ENTITLED AN ACT ALLOWING A SUPERIOR COURT JUDGE TO PERFORM MARRIAGE CEREMONIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 30.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 214, A BILL TO BE ENTITLED AN ACT PROVIDING STATE EMPLOYEES WITH UP TO FIVE DAYS OF PAID COMMUNITY SERVICE LEAVE WHEN VOLUNTEERING THEIR SERVICES IN THE EVENT OF EMERGENCIES DECLARED BY THE GOVERNOR, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Spear and McComas:

H.B. 777, A BILL TO BE ENTITLED AN ACT PROVIDING THAT IN THE CASE OF A MANDATORY EVACUATION A TENANT SUBJECT TO A VACATION RENTAL AGREEMENT IS ENTITLED TO A REFUND OF THE PRORATED RENT, TAXES, AND OTHER PAYMENTS MADE BY THE TENANT FOR THE OCCUPATION OF THE VACATION RENTAL UNIT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Carney, Tillis, M. Alexander, and K. Alexander (Primary Sponsors); Cotham and Dockham:

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H.B. 778, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ONE NORTH CAROLINA FUND TO PROVIDE FINANCIAL ASSISTANCE TO JOHNSON & WALES UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Carney, Yongue, Johnson, and Lucas (Primary Sponsors); England, Glazier, Rapp, Sutton, Tarleton, Tolson, and Tucker:

H.B. 779, A BILL TO BE ENTITLED AN ACT CREATING AN EDUCATIONAL GOVERNANCE FRAMEWORK FOR THE TWENTY-FIRST CENTURY, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representative Brubaker:

H.B. 780, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE NORTH CAROLINA BUILDING CODE EXEMPTION FOR FARM BUILDINGS TO INCLUDE EQUINE ARENAS USED FOR LESSONS OFFERED TO THE GENERAL PUBLIC BUT NOT FOR SPECTATOR EVENTS, is referred to the Committee on Agriculture and, if favorable, to the Committee on State Government/State Personnel.

By Representatives McLawhorn and Rapp (Primary Sponsors); Braxton, Wainwright, and E. Warren:

H.B. 781, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE LEGISLATORS' SCHOOL FOR YOUTH LEADERSHIP DEVELOPMENT AT EAST CAROLINA UNIVERSITY AND WESTERN CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Rapp, Fisher, and Haire (Primary Sponsors); Glazier, Harrison, and Insko:

H.B. 782, A BILL TO BE ENTITLED AN ACT TO (1) REQUIRE LOCAL GOVERNMENTS TO ADOPT ORDINANCES TO REGULATE SITE PLANNING, DESIGN, AND CONSTRUCTION OF ARTIFICIAL SLOPES IN MOUNTAINOUS AREAS TO PROMOTE SAFE AND STABLE SLOPES FOR DEVELOPMENT, TO REDUCE THE LIKELIHOOD OF SLOPE FAILURES ON DEVELOPED OR DISTURBED LAND, AND TO PROTECT HUMAN SAFETY AND PROPERTY; (2) DIRECT THE SEDIMENTATION CONTROL COMMISSION TO ASSIST LOCAL GOVERNMENTS IN DEVELOPMENT AND IMPLEMENTATION OF SAFE SLOPE CONSTRUCTION PROGRAMS AND TO DEVELOP A

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MODEL ORDINANCE; AND (3) PROVIDE FOR DISCLOSURE OF INFORMATION TO PURCHASERS OF PROPERTIES LOCATED IN CERTAIN AREAS DESIGNATED ON STABILITY INDEX MAPS PREPARED BY THE NORTH CAROLINA GEOLOGICAL SURVEY, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives M. Alexander, Earle, Adams, and Wiley (Primary Sponsors); Carney, Coates, Cotham, Farmer-Butterfield, Fisher, Hall, Harrison, Insko, Jeffus, Lucas, Luebke, Martin, Pierce, Rapp, Wainwright, and Weiss:

H.B. 783, A BILL TO BE ENTITLED AN ACT AUTHORIZING A JOINT LEGISLATIVE STUDY COMMISSION ON YOUTH TRANSITIONING OUT OF FOSTER CARE, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moore and Stam (Primary Sponsors); Blackwood, Current, Folwell, Justus, and Setzer:

H.B. 784, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ASSISTANCE RENDERED BY ANY HEALTH CARE PROFESSIONAL IN THE PROCESS OF A LAWFUL EXECUTION BY THE STATE DOES NOT RESULT IN DISCIPLINARY OR CORRECTIVE ACTION BY ANY STATE AUTHORIZED BOARD OR AUTHORITY, AND TO EXCLUDE THE ADMINISTRATION OF CONTROLLED SUBSTANCES USED IN AN EXECUTION FROM THE PRACTICE OF MEDICINE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Health.

By Representatives Underhill and Wainwright (Primary Sponsors):

H.B. 785, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE TERCENTENARY CELEBRATION OF THE CITY OF NEW BERN, is referred to the Committee on Appropriations.

By Representatives Faison, K. Alexander, Guice, Justus, Sutton, and Wilkins:

H.B. 786, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN OFFICE OF PROSECUTION SERVICES TO MANAGE THE BUDGETARY ASPECTS OF THE VARIOUS DISTRICT ATTORNEY OFFICES, is

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referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Appropriations.

By Representatives Justice, Burr, Gibson, and R. Warren (Primary Sponsors); Barnhart, Blackwood, Brown, Grady, Harrison, Justus, Killian, Langdon, Lewis, Samuelson, Spear, Starnes, Steen, Stiller, Tillis, Weiss, and Wiley:

H.B. 787, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR ALTERING, DESTROYING, OR REMOVING THE PERMANENT SERIAL NUMBER OF A FIREARM, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Hall, Wilkins, Michaux, and Luebke (Primary Sponsors):

H.B. 788, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO SET HEARINGS, GIVE NOTICES, ACCEPT OR REJECT OFFERS, AND TO DECLARE INTENT, AND TO FURTHER DELEGATE CONTRACTING AUTHORITY TO THE CITY MANAGER, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary II.

By Representatives Hall, Luebke, Michaux, and Wilkins (Primary Sponsors):

H.B. 789, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE FILING OF NOTICE OF PENDING LITIGATION FOR ACTIONS SEEKING INJUNCTIVE RELIEF REGARDING SEDIMENTATION AND EROSION CONTROL FOR ANY LAND-DISTURBING ACTIVITY THAT IS SUBJECT TO THE REQUIREMENTS OF ARTICLE 4 OF CHAPTER 113A OF THE GENERAL STATUTES, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

By Representatives Hall, Wilkins, Michaux, and Luebke (Primary Sponsors); and Hughes:

H.B. 790, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF DURHAM TO COLLECT A MUNICIPAL TAX FOR PUBLIC TRANSPORTATION OF TEN DOLLARS ON VEHICLES

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RESIDENT IN THE CITY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Adams, Jones, and Rapp (Primary Sponsors); Faison, Fisher, Harrison, Hughes, and Wainwright:

H.B. 791, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE NORTH CAROLINA AGRICULTURAL MEDIATION PROGRAM AT WESTERN CAROLINA UNIVERSITY TO PROVIDE MEDIATION, ARBITRATION, AND NEGOTIATION SERVICES TO TRADITIONALLY UNDERSERVED MEMBERS OF THE AGRICULTURAL COMMUNITY IN FORECLOSURES, BANKRUPTCIES, AND OTHER AGRICULTURAL DISPUTES THAT THREATEN THE AGRICULTURAL COMMUNITY IN RURAL AND ECONOMICALLY STRESSED AREAS OF THE STATE, is referred to the Committee on Appropriations.

By Representatives Adams, Brown, Cotham, Dockham, Faison, E. Floyd, Harrison, Hughes, Jackson, Jones, Lucas, McLawhorn, Pierce, Rapp, Spear, Tarleton, Wainwright, R. Warren, and Womble:

H.B. 792, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NEW SALARY SCHEDULE FOR NONCERTIFIED PERSONNEL OF THE NORTH CAROLINA PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Wilkins, Yongue, Glazier, and Langdon (Primary Sponsors); K. Alexander, Cotham, Faison, Farmer-Butterfield, Jeffus, Lucas, McLawhorn, Pierce, Sutton, Tolson, E. Warren, Womble, and Wray:

H.B. 793, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE A SALARY SUPPLEMENT OF TWELVE PERCENT TO NATIONALLY CERTIFIED TEACHERS IN HIGH SCHOOL AUTOMOTIVE PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Martin and Hall (Primary Sponsors); M. Alexander, Fisher, Goodwin, Harrison, Jackson, Love, Lucas, Ross, and Stam:

H.B. 794, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SUBSTITUTION OF TRUSTEES IN MORTGAGES AND DEEDS OF TRUST, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary I.

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By Representatives Martin, Killian, Tarleton, and McLawhorn (Primary Sponsors); M. Alexander, Blackwood, Current, Dockham, England, Faison, Fisher, Glazier, Goodwin, Hall, Harrell, Harrison, Holloway, Jackson, Moore, Owens, Pierce, Ross, Tolson, Wainwright, and R. Warren:

H.B. 795, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF COMMUNITY COLLEGES TO WAIVE TUITION FOR MEMBERS OF THE NATIONAL GUARD, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Bell and Langdon:

H.B. 796, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENHANCE EMERGENCY SERVICES AT SAMPSON REGIONAL MEDICAL CENTER, is referred to the Committee on Appropriations.

By Representatives Bell, Braxton, Cotham, and Lucas:

H.B. 797, A BILL TO BE ENTITLED AN ACT TO PROVIDE TESTING COORDINATORS IN THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Brown and Allred (Primary Sponsors); Blackwood, Folwell, McComas, and Starnes:

H.B. 798, A BILL TO BE ENTITLED AN ACT TO REQUIRE COUNTY COMMISSIONER APPROVAL OF ALL INVOLUNTARY ANNEXATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Rhyne and Faison:

H.B. 799, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT INTERESTS IN A JOINT TENANCY WITH A RIGHT OF SURVIVORSHIP MAY BE HELD IN UNEQUAL SHARES, is referred to the Committee on Judiciary II.

By Representative Ross:

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H.B. 800, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE AND THE LAW GOVERNING POWERS OF ATTORNEY AND ADMINISTRATION OF DECEDENTS' ESTATES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary I.

By Representatives Allen, Faison, Insko, and Lucas:

H.B. 801, A BILL TO BE ENTITLED AN ACT TO REQUIRE CERTAIN TISSUE BANKS OPERATING IN NORTH CAROLINA TO BE ACCREDITED BY THE AMERICAN ASSOCIATION OF TISSUE BANKS OR THE EYE BANK ASSOCIATION OF AMERICA, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

By Representatives Allen and Gibson (Primary Sponsors); Harrison and Lucas:

H.B. 802, A BILL TO BE ENTITLED AN ACT TO DELINEATE THE BOUNDARIES OF THE RIVER BASINS OF NORTH CAROLINA FOR THE PURPOSE OF ALIGNING THE RIVER BASIN PLANNING PROGRAMS OF THE DIVISION OF WATER RESOURCES AND THE DIVISION OF WATER QUALITY IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, AS RECOMMENDED BY THE 2008 REPORT OF THE WATER ALLOCATION STUDY TO THE ENVIRONMENTAL REVIEW COMMISSION, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives E. Warren, Tolson, Brubaker, and Hurley (Primary Sponsors); Dockham, Harrison, Insko, McLawhorn, and Tarleton:

H.B. 803, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR IMPROVEMENTS AT THE NORTH CAROLINA ZOOLOGICAL PARK, is referred to the Committee on Appropriations.

By Representatives Cotham, Jackson, Lucas, and Parmon (Primary Sponsors); K. Alexander, Bryant, Carney, Faison, Fisher, E. Floyd, Glazier, Goodwin, Harrison, Insko, Johnson, Luebke, Mackey, Rapp, Tarleton, R. Warren, Weiss, Womble, and Yongue:

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H.B. 804, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PERSONAL EDUCATION PLANS FOR STUDENTS AT RISK OF ACADEMIC FAILURE, is referred to the Committee on Education.

By Representatives Glazier, Faison, and Lucas:

H.B. 805, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN EMPLOYER'S CONTRIBUTIONS TO AN EMPLOYEE'S RETIREMENT ACCOUNTS ARE INCLUDED IN THE CALCULATION OF "AVERAGE WEEKLY WAGE" UNDER THE WORKERS' COMPENSATION ACT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Weiss, Earle, Glazier, and Cotham (Primary Sponsors); and Lucas:

H.B. 806, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT NOTICE OF A CLAIM OF LIEN FOR ASSESSMENTS FILED BY A HOMEOWNERS ASSOCIATION BE SERVED ON THE LOT OWNER IN THE SAME MANNER AS SERVICE OF A SUMMONS IN A CIVIL ACTION, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Holliman, Brown and Dockham:

H.B. 807, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY MUNICIPALITIES IN DAVIDSON COUNTY, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Gulley and Dockham (Primary Sponsors); Blackwood, Brisson, Folwell, Johnson, Killian, Mills, and Whilden:

H.B. 808, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY STRATEGIES FOR MAKING THE CONSTRUCTION PROCESS FOR COMMUNITY COLLEGE FACILITIES MORE EFFICIENT, is referred to the Committee on Education and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Harrison, Fisher, and Owens (Primary Sponsors); Faison, Glazier, Insko, and Lucas:

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H.B. 809, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SYSTEM OF PERMITS TO BE ISSUED BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FOR THE SITING OF WIND ENERGY FACILITIES, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representatives Harrison and Martin (Primary Sponsors); Cotham, Fisher, Insko, and Underhill:

H.B. 810, A BILL TO BE ENTITLED AN ACT TO REDUCE PLASTIC BAG USE IN NORTH CAROLINA, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Harrison, Luebke, and Fisher (Primary Sponsors); and Insko:

H.B. 811, A BILL TO BE ENTITLED AN ACT TO PROVIDE ECONOMIC RELIEF TO ELECTRIC UTILITY RATEPAYERS DURING THIS PERIOD OF ECONOMIC RECESSION AND THE COMING RECOVERY PERIOD BY PLACING A MORATORIUM ON THE CONSTRUCTION OF NEW COAL-FIRED POWER PLANTS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Public Utilities.

By Representatives Glazier and M. Alexander (Primary Sponsors); Faison, Harrison, Insko, and Lucas:

H.B. 812, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMISSION ON MANDATORY NURSE OVERTIME AND APPROPRIATING FUNDS FOR THAT PURPOSE, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Blust, Ross, and Stiller (Primary Sponsors); Faison, Harrison, Lucas, and Mackey:

H.B. 813, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM APPORTIONMENT OF TORT RESPONSIBILITY ACT, is referred to the Committee on Judiciary I.

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SPECIAL MESSAGE FROM THE SENATE**2009 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
March 25, 2009

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body notifying you that pursuant to **S.R. 186**, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, the Senate has elected the following individuals to the University of North Carolina Board of Governors.

John M. Blackburn
Peaches Gunter Blank
Laura Walton Buffaloe
Phillip R. Dixon
Paul Fulton
Hannah Dawson Gage
Franklin E. McCain
Burley B. Mitchell, Jr.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 268, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF AN ELECTED OFFICIAL RECOMMENDATION FOR NOTARY PUBLIC APPLICANTS IN COUNTIES WITH MORE THAN FIVE THOUSAND TWO HUNDRED AND FIFTY NOTARIES PUBLIC, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

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S.B. 332, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PURCHASING AND CONTRACTING AUTHORITY BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES ON BEHALF OF THE NORTH CAROLINA ZOOLOGICAL PARK; TO EXPAND THE UMSTEAD EXEMPTION FOR THE PARK; TO IMPROVE THE ADMINISTRATION OF PARK OPERATIONS; TO REQUIRE A REPORTING OF THE PROGRESS AND IMPLEMENTATION OF THE MANDATES OF THIS ACT; AND TO ESTABLISH THE NORTH CAROLINA ZOOLOGICAL PARK FUNDING AND ORGANIZATION STUDY COMMITTEE, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

CALENDAR

Action is taken on the following:

H.B. 227 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WINSTON-SALEM AND THE CITY OF ROCKY MOUNT TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN SUBSTANDARD RESIDENTIAL PROPERTY TO PROVIDE HOUSING FOR LOW AND MODERATE INCOME PERSONS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allred, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burr, Burris-Floyd, Carney, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 105.

Voting in the negative: Representatives Avila, Brown, Cleveland, Dollar, Folwell, Gillespie, Gulley, Hilton, Johnson, Justus, and McGee - 11.

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Excused absences: Representatives Allen, Earle, and Samuelson - 3.

H.B. 488, A BILL TO BE ENTITLED AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 551, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TAKING FOXES WITH WEAPONS AND BY TRAPPING IN DAVIDSON COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 2 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT.

On motion of Representative Holliman and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 1.

H.B. 120 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of March 30.

H.B. 212 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF HEALTH INSURANCE PILOT DEMONSTRATION PROJECTS IN INTERESTED COUNTIES TO PROVIDE A MODEL FOR AFFORDABLE EMPLOYER-BASED HEALTH INSURANCE, passes its second reading, by electronic vote (101-15), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 357, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION BY DELETING FROM A 1981 LAW RELATING TO FILLING VACANCIES IN COUNTY BOARDS OF EDUCATION ELECTED ON A PARTISAN BASIS COUNTY BOARDS

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OF EDUCATION THAT IN FACT ARE NOT ELECTED ON A PARTISAN BASIS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 382 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY MODEL REGISTRY FOR USE BY COUNTIES AND MUNICIPALITIES IN IDENTIFYING FUNCTIONALLY AND MEDICALLY FRAGILE PERSONS IN NEED OF ASSISTANCE DURING A DISASTER; AND TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO OPERATE SIMILAR REGISTRIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 473, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MAGISTRATE WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES, passes its second reading by electronic vote (88-28).

Representative Hall objects to third reading. The bill remains on the Calendar.

S.B. 89 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF GRANDFATHER MOUNTAIN STATE PARK TO THE STATE PARKS SYSTEM, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

Representative Owens moves, seconded by Representative Stiller, that the House adjourn, subject to the receipt of Committee Reports, to reconvene Monday, March 30, 2009, at 7:00 p.m.

The motion carries.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from permanent subcommittee are presented:

By Representatives Glazier, McLawhorn, and Rapp, Chairs, for the Appropriations Subcommittee on Education, with approval of standing committee Chairs for reports to be made directly to the floor of the House:

H.B. 42 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT SCIENCE SAFETY MEASURES IN THE PUBLIC SCHOOLS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 30.

H.B. 65 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REENACT AND CLARIFY THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 30.

The House stands adjourned at 2:20 p.m.

THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 30, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following moment of silence and prayer are offered by the Reverend Jim Harry, House Chaplain:

-----Moment Of Silence-----
(In memory of the tragedy in Carthage, North Carolina)

"Gracious God:

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"There are times in our lives when we need to get away from it all, take time to rest and to be renewed. There are times in our lives when we feel like the sky is falling and though we desperately seek for cover, we fear the forces of nature will soon overtake us. And, there are times in our lives when returning to work is a welcome opportunity to use our gifts and talents, as the feeling of productivity is as much a part of our psyche as rest is to our tired souls. So, wherever we may be in this moment Lord, come...visit us. Whatever state of mind we may find ourselves in right now Lord, come...speak to us. Whatever circumstances surround us even in this very second Lord, come...and minister to our hearts. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Earle and Lewis for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 89, AN ACT TO AUTHORIZE THE ADDITION OF GRAND-FATHER MOUNTAIN STATE PARK TO THE STATE PARKS SYSTEM.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 136, AN ACT TO PROVIDE FOR FOUR-YEAR STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE LEGISLATIVE ETHICS COMMITTEE AND TO AMEND THE TIMING OF ETHICS TRAINING FOR LEGISLATORS AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE. (S.L. 2009-10)

H.B. 94, AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS AN UNPAID VOLUNTEER IN A LOCAL SCHOOL ADMINISTRATIVE UNIT IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION. (S.L. 2009-11)

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Brisson, Chair, for the Committee on Mental Health Reform:

H.B. 522, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, FOR START CRISIS SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 629, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TRIAL OF A SMALL CLAIMS ACTION MAY COMMENCE NOT SOONER THAN FIVE DAYS AFTER SERVICE OF THE MAGISTRATE SUMMONS ON THE DEFENDANT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

H.B. 630, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TRIAL IN A SUMMARY EJECTMENT PROCEEDING MAY COMMENCE NOT SOONER THAN FORTY-EIGHT HOURS AFTER SERVICE OF THE COMPLAINT AND SUMMONS ON THE DEFENDANT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

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By Representative Love, Chair, for the Education Subcommittee on Community Colleges, with approval of standing committee Chairs for reports to be made directly to the floor of the House:

H.B. 543, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PENALTY FOR COMMUNITY COLLEGE AUDIT EXCEPTION, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

H.B. 573, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLEVELAND COMMUNITY COLLEGE TO ENTER INTO A COLLABORATIVE AGREEMENT WITH THE CLEVELAND COUNTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 53, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOHN WALTER BROWN, FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

H.J.R. 224, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THEODORE JAMES "TED" KINNEY, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 628** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND

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NATURAL RESOURCES TO EXPEND EXISTING MONEYS FOR CAPITAL IMPROVEMENT PROJECTS AT NORTH CAROLINA AQUARIUM SATELLITE AREAS, to the Appropriations Subcommittee on Natural and Economic Resources.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Crawford, Dockham, Faison, Lucas, Moore, Randleman, Stewart, Tarleton, R. Warren, Williams, and Wray:

H.B. 814, A BILL TO BE ENTITLED AN ACT TO ENACT THE SMALL BUSINESS ASSISTANCE ACT OF 2009 AND TO ESTABLISH THE SMALL BUSINESS JOBS PRESERVATION FUND IN THE OFFICE OF STATE BUDGET AND MANAGEMENT WITH RELATED PROGRAMS COORDINATED BY A TECHNICAL ASSISTANCE PROVIDER, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Rapp, Fisher, Glazier, and Parmon (Primary Sponsors); Harrison, Hughes, Tarleton, and Wainwright:

H.B. 815, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE CAREERSTART HIGH SCHOOL PROGRAM, is referred to the Committee on Appropriations.

By Representatives Cotham, Dollar, McLawhorn, and Weiss (Primary Sponsors); Blust, Burris-Floyd, Faison, Goodwin, Guice, Harrell, Harrison, Hurley, Insko, Jackson, Lucas, Mackey, McCormick, Neumann, Randleman, Stam, Stewart, Tarleton, Underhill, and Whilden:

H.B. 816, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE SPECIAL SEPARATION ALLOWANCE PROVIDED TO LAW ENFORCEMENT OFFICERS UNDER THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representatives Tillis, Glazier, Howard, and Wainwright (Primary Sponsors); Brubaker, Bryant, Carney, Cotham, Dollar, Faison, Fisher, Guice, Hall, Harrison, Holliman, Hughes, Insko, Jones, Justice, Killian, Lucas, McComas, McGee, Neumann, Stam, and Steen:

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H.B. 817, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FINANCIAL LITERACY COUNCIL TO COORDINATE AND EXPAND THE STATEWIDE DELIVERY OF FINANCIAL EDUCATION FOR ALL NORTH CAROLINIANS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Insko, Bordsen, M. Alexander, and Earle (Primary Sponsors); Bryant, Fisher, Harrison, Hughes, Lucas, Luebke, Tarleton, Wainwright, Weiss, Womble, and Wray:

H.B. 818, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CHILD CARE SUBSIDY PROGRAM, AS RECOMMENDED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, is referred to the Committee on Appropriations.

By Representatives M. Alexander, Wainwright, and Moore (Primary Sponsors); and Lucas:

H.B. 819, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE POLYSOMNOGRAPHY PRACTICE ACT, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Dickson, McComas, Carney, and Tillis (Primary Sponsors); Faison and Lucas:

H.B. 820, A BILL TO BE ENTITLED AN ACT REQUIRING MUNICIPALITIES AND COOPERATIVELY OWNED ORGANIZATIONS TO PERMIT COMMUNICATIONS SERVICE PROVIDERS TO USE THEIR POLES, DUCTS, AND CONDUITS FOR ATTACHMENTS, AND AUTHORIZING THE NORTH CAROLINA UTILITIES COMMISSION TO CONSIDER AND ARBITRATE DISPUTES CONCERNING THE RATES, TERMS, AND CONDITIONS ASSOCIATED WITH THE USE, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Dickson, Carney, and Farmer-Butterfield (Primary Sponsors); Fisher, Hughes, Lucas, Tarleton, and Underhill:

H.B. 821, A BILL TO BE ENTITLED AN ACT TO DIRECT THE COMMISSIONER OF MOTOR VEHICLES TO CONDUCT A CONTEST FOR THE DESIGN OF A NEW STANDARD MOTOR VEHICLE REGISTRATION PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

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By Representatives Harrell and Dockham:

H.B. 822, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A "SUPPORT SOCCER" SPECIAL REGISTRATION PLATE FOR THE NORTH CAROLINA SOCCER HALL OF FAME, INC., is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Harrison, Glazier, England, and Burris-Floyd (Primary Sponsors); M. Alexander, Bordsen, Bryant, Cotham, Farmer-Butterfield, Fisher, Goodwin, Harrell, Hughes, Insko, Jackson, Jeffus, Jones, Justice, Lucas, Mackey, Martin, Underhill, Weiss, and Womble:

H.B. 823, A BILL TO BE ENTITLED AN ACT RELATING TO ADVANCING FIRE SAFETY WHILE PROTECTING INFANTS, CHILDREN, AND OTHERS FROM BROMINATED FLAME RETARDANT IN PRODUCTS FOR SALE AND TO CREATE A TAX INCENTIVE FOR MANUFACTURERS TO DEVELOP ALTERNATIVE PRODUCT DESIGNS WITHOUT CERTAIN CHEMICAL FLAME RETARDANTS FOR FIRE SAFETY STANDARDS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Wilkins and Hughes:

H.B. 824, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR RETIRED REGISTERS OF DEEDS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative Owens:

H.B. 825, A BILL TO BE ENTITLED AN ACT TO PERMIT GARBAGE TRUCKS TO STOP ON THE PAVEMENT OF HIGHWAYS OUTSIDE MUNICIPAL LIMITS WHILE COLLECTING GARBAGE, is referred to the Committee on Transportation and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Spear, Bryant, Faison, Hughes, Wainwright, and Wray:

H.B. 826, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MATCHING FUNDS POOL TO ENABLE THE STATE TO LEVERAGE

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FEDERAL FUNDS UNDER THE AMERICAN RECOVERY AND RE-INVESTMENT ACT TO BE USED FOR MAPPING AND DEPLOYING BROADBAND TECHNOLOGY IN RURAL COMMUNITIES, is referred to the Committee on Appropriations.

By Representatives Underhill, Coates, Dickson, Faison, Fisher, Hughes, Justice, Lucas, Luebke, McLawhorn, and Wray:

H.B. 827, A BILL TO BE ENTITLED AN ACT TO MAKE LEAVING AN UNATTENDED CHILD IN A MOTOR VEHICLE UNLAWFUL, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Sutton and Jones (Primary Sponsors):

H.B. 828, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SACRED PATHWAYS, INC., is referred to the Committee on Appropriations.

By Representatives Hill and Stiller (Primary Sponsors):

H.B. 829, A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXCEPTION FOR TWO-COUNTY INDUSTRIAL PARKS FOR DEVELOPMENT TIER DESIGNATION PURPOSES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative Spear:

H.B. 830, A BILL TO BE ENTITLED AN ACT TO EXTINGUISH ANCIENT MINERAL CLAIMS IN HYDE COUNTY, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Crawford, Brubaker, and Howard (Primary Sponsors); Allred, Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Braxton, Brisson, Brown, Burr, Burris-Floyd, Cleveland, Cole, Current, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hill, Hilton, Holloway, Hurley, Johnson, Justice, Justus, Killian, Langdon, Lewis, McComas, McCormick, McElraft, McGee, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Tarleton, Tillis, Tucker, R. Warren, West, Wiley, Williams, and Yongue:

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H.R. 831, A HOUSE RESOLUTION EXPRESSING ITS OPPOSITION TO THE ENACTMENT OF THE "EMPLOYEE FREE CHOICE ACT" OR SIMILAR LEGISLATION, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary II.

By Representatives Womble and Parmon (Primary Sponsors); Bryant, Cotham, Faison, Hughes, Jones, Lucas, Mackey, and Wainwright:

H.B. 832, A BILL TO BE ENTITLED AN ACT TO REINSTATE GOALS FOR PARTICIPATION BY MINORITY AND WOMEN BUSINESSES IN CERTAIN CONTRACTS LET BY THE DEPARTMENT OF TRANSPORTATION, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary II.

By Representatives Womble and Parmon (Primary Sponsors); and Earle:

H.B. 833, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Local Government I.

By Representative Insko:

H.B. 834, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CHAPEL HILL TO ALLOW THE TOWN OF CHAPEL HILL TO DISCLOSE LIMITED PERSONNEL INFORMATION CONCERNING THE DISPOSITION OF DISCIPLINARY CHARGES AGAINST POLICE OFFICERS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

By Representatives McLawhorn and E. Warren (Primary Sponsors); Dockham and E. Floyd:

H.B. 835, A BILL TO BE ENTITLED AN ACT TO CREATE A STUDY COMMISSION TO REVIEW NORTH CAROLINA'S SANITARY DISTRICT LAWS AND PRACTICE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations.

By Representatives Tillis, Current, Faison, Guice, Gulley, Hilton, Hurley, Justice, Justus, Langdon, McCormick, Neumann, Randleman, Sager, Steen, and Stevens:

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H.B. 836, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF REMOVING, DESTROYING, OR CIRCUMVENTING THE OPERATION OF AN ELECTRONIC MONITORING DEVICE, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representative Spear:

H.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE OPERATION OF OVERSIZED SELF-PROPELLED FARM EQUIPMENT, NOT EXCEEDING TWENTY-FIVE FEET, ON HIGHWAYS THAT ARE FULLY CONTROLLED ACCESS HIGHWAYS, is referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

By Representative Spear:

H.B. 838, A BILL TO BE ENTITLED AN ACT TO CREATE AN EXEMPTION FOR SIZE AND WEIGHT RESTRICTIONS OF HAULERS OF SAGE, is referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

By Representatives Current (By Request) and Hill (Primary Sponsors); Burris-Floyd, Hilton, Hughes, Neumann, Sager, and Spear:

H.B. 839, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY PERSON RIDING ON A MOTORCYCLE WHO IS LESS THAN TWENTY-ONE YEARS OF AGE TO WEAR A SAFETY HELMET, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Current and Avila (Primary Sponsors); Gulley, Harrison, Justice, Neumann, and Sager:

H.B. 840, A BILL TO BE ENTITLED AN ACT TO LIMIT THE ROLE OF POLITICAL PARTIES IN CAMPAIGN FUND-RAISING, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Owens, Faison, and Lucas:

H.B. 841, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA GENERAL STATUTES TO ALLOW THE STATE TO TAKE FULL ADVANTAGE OF FEDERAL ECONOMIC STIMULUS

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LEGISLATION ALSO KNOWN AS THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRTA), is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Parmon, Harrison, Johnson, and Fisher (Primary Sponsors); Bell, Blackwood, Coates, E. Floyd, Insko, Lucas, Luebke, Weiss, Womble, and Wray:

H.B. 842, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CONSUMER HEALTH FREEDOM ACT FOR COMPLEMENTARY AND ALTERNATIVE FORMS OF HEALTH CARE SERVICES AND TO FACILITATE ACCESS TO ALTERNATIVE HEALTH CARE SERVICES, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Jackson, Faison, Goodwin, and Stewart:

H.B. 843, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ATTENDING PHYSICIAN OF AN EMPLOYEE TO SELECT THE HEALTH CARE PROVIDER AND THE DIAGNOSTIC SERVICES CENTER TO ADMINISTER AND ANALYZE ANY DIAGNOSTIC TESTS AUTHORIZED BY A PHYSICIAN UNDER THE WORKERS' COMPENSATION ACT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Jeffus, Cotham, Dockham, Earle, Harrison, and Hughes:

H.B. 844, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE CHILDREN'S HOME SOCIETY OF NORTH CAROLINA THAT BEARS THE PHRASE "ADOPTION WORKS", is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Jeffus, Crawford, and McLawhorn (Primary Sponsors); Bell, Dickson, Dockham, Earle, Fisher, Gillespie, Goodwin, Hill, Hughes, Lucas, Luebke, Spear, Wainwright, Weiss, Womble, and Wray:

H.B. 845, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL FUNDING FOR THE AID TO PUBLIC LIBRARIES FUND, is referred to the Committee on Appropriations.

By Representatives Crawford, Bell, Faison, E. Floyd, Gillespie, Justice, Lucas, McElraft, Neumann, Samuelson, and Wray:

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H.B. 846, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE WATER INFRASTRUCTURE COMMISSION TO DEVELOP A STATEWIDE STRATEGIC PLAN AND NEEDS ASSESSMENT FOR WATER AND WASTEWATER INFRASTRUCTURE FUNDING, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Appropriations.

By Representatives Coates, Whilden, Tillis, and Goforth (Primary Sponsors); Dollar, Faison, Gibson, Gillespie, Hughes, Hurley, Jones, Lucas, Neumann, Pierce, Steen, and Wray:

H.B. 847, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMISSION ON GASOLINE SHORTAGES, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Appropriations.

By Representative Tillis:

H.B. 848, A BILL TO BE ENTITLED AN ACT TO PROVIDE MAGISTRATES WITH THE AUTHORITY TO PROVIDE FOR THE APPOINTMENT OF COUNSEL, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

By Representatives Cleveland, Justice, Blackwood, and Hilton (Primary Sponsors); Avila, Blust, Brown, Burr, Burris-Floyd, Current, Dockham, Dollar, Folwell, Frye, Guice, Holloway, Howard, Hurley, Killian, Langdon, McCormick, McElraft, Mills, Moore, Neumann, Randleman, Sager, Starnes, Stevens, Tillis, and Wiley:

H.R. 849, A HOUSE RESOLUTION SUPPORTING THE STATE'S RIGHT TO CLAIM SOVEREIGNTY OVER CERTAIN POWERS UNDER THE TENTH AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Faison and Insko (Primary Sponsors):

H.B. 850, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CASWELL COUNTY SCHOOLS AND THE ORANGE COUNTY SCHOOLS FROM THE REQUIRED SCHOOL OPENING AND CLOSING DATES, is referred to the Committee on Local Government II and, if favorable, to the Committee on Education.

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By Representatives Faison, Jackson, Sutton, and Wray:

H.B. 851, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REFORM THE STATUTES OF LIMITATION AND REPOSE IN PRODUCT LIABILITY ACTIONS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

By Representatives Dickson, Brubaker, Holliman, and Wainwright (Primary Sponsors); Coates, Dockham, Dollar, Howard, Lucas, Martin, Moore, Neumann, Pierce, Ross, Spear, and Steen:

H.B. 852, A BILL TO BE ENTITLED AN ACT TO DEFER THE PROPERTY TAX DUE ON REAL PROPERTY HELD FOR SALE BY A BUILDER, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Love and Harrell (Primary Sponsors); Dockham, Hughes, Insko, Jones, Lucas, and Wainwright:

H.B. 853, A BILL TO BE ENTITLED AN ACT TO ENABLE COMMUNITY COLLEGES TO USE MODERN EQUIPMENT IN TRAINING WORKERS FOR NORTH CAROLINA JOBS, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representative McGee:

H.B. 854, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORSYTH COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Sutton, Cole, and McComas (Primary Sponsors); K. Alexander, Faison, Tolson, Wilkins, and Wray:

H.B. 855, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS OF CONTRACTS ENTERED INTO BY THE DIVISION OF MOTOR VEHICLES FOR THE PURPOSES OF ISSUING LICENSE PLATES THROUGH PRIVATE OR LOCAL GOVERNMENT ENTITIES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

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By Representatives Lucas, Bell, Yongue, and Wiley (Primary Sponsors); Blust, Brisson, Burr, Coates, Cole, Current, Dollar, England, Folwell, Goforth, Gulley, Hill, Holliman, Hurley, Johnson, Jones, Killian, Lewis, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Samuelson, Tillis, Underhill, Williams, and Wray:

H.B. 856, A BILL TO BE ENTITLED AN ACT TO RAISE THE CAP ON THE NUMBER OF CHARTER SCHOOLS AND TO IMPLEMENT RECOMMENDATIONS OF THE BLUE RIBBON COMMISSION ON CHARTER SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representative Lucas:

H.B. 857, A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO SET MINIMUM CALIBER REQUIREMENTS FOR RIFLES USED IN TAKING BIG GAME, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary III.

By Representatives Guice and Justus (Primary Sponsors); Burr, Burris-Floyd, Harrison, Hughes, Killian, Moore, Randleman, Steen, Tillis, and Wray:

H.B. 858, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A CHILDHOOD CANCER AWARENESS PLATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Guice, Spear, R. Warren, and Faison (Primary Sponsors); Barnhart, Boles, Brubaker, Burr, Burris-Floyd, Daughtry, Dockham, Dollar, Hurley, Justus, Killian, Love, Lucas, McCormick, Moore, Neumann, Randleman, Stam, Steen, Stewart, Tillis, and Wiley:

H.B. 859, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE CONDITIONS OF PROBATION, is referred to the Committee on Judiciary III and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Goodwin, McLawhorn, and Farmer-Butterfield (Primary Sponsors); Harrison, Hughes, Insko, Johnson, Lucas, Luebke, Ross, Wainwright, Weiss, Womble, and Wray:

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H.B. 860, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON FAMILY VIOLENCE AND CHILD CUSTODY, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goodwin, Barnhart, Crawford, and Frye (Primary Sponsors); and Lucas:

H.B. 861, A BILL TO BE ENTITLED AN ACT TO CREATE NEW MOTOR VEHICLE TITLING AND REGISTRATION CATEGORIES FOR MOTOR VEHICLES CLASSIFIED AS CUSTOM-BUILT VEHICLES, REPLICA VEHICLES, AND STREET RODS, TO REQUIRE AN ADDITIONAL THIRTY-DOLLAR REGISTRATION FEE TO SUPPORT THE DIVISION OF MOTOR VEHICLES BUREAU OF LICENSE AND THEFT MOTOR VEHICLE EXAMINATION PROGRAM, AND TO MAKE CORRESPONDING CHANGES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Crawford and Folwell (Primary Sponsors); Bell, Earle, Faison, E. Floyd, Hughes, Hurley, and Neumann:

H.B. 862, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SPECIAL COMMISSION TO STUDY RETIREMENT AND HEALTH BENEFITS FOR TEACHERS AND STATE EMPLOYEES, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Womble and Parmon (Primary Sponsors); and Hughes:

H.B. 863, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PIEDMONT TRIAD RESEARCH PARK, is referred to the Committee on Appropriations.

By Representatives Womble and Parmon (Primary Sponsors); Earle, Hughes, Mackey, and Wray:

H.B. 864, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF COMMUNITY COLLEGES TO WAIVE TUITION FOR JUVENILE OFFENDERS AND PRISON INMATES DURING THE FIRST THREE YEARS AFTER THEIR RELEASE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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By Representative Wray:

H.B. 865, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF WARRENTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S OVERGROWN VEGETATION ORDINANCE, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representative Wray:

H.B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WARRENTON TO DECLARE RESIDENTIAL AND NON-RESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING THOSE BUILDINGS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representative Wray:

H.B. 867, A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWN OF WARRENTON, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives England and Earle:

H.B. 868, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWNS OF FOREST CITY AND LAKE LURE TO ALLOCATE GENERAL FUND PROCEEDS DISTRIBUTED TO THE TOWN FROM A LOCAL ABC BOARD TO SCHOOLS WITHIN THE MUNICIPALITY, is referred to the Committee on Alcoholic Beverage Control.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 65 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING SOLICITATION OF A CHILD BY COMPUTER TO COMMIT AN UNLAWFUL SEX ACT TO INCLUDE SOLICITATIONS BY OTHER ELECTRONIC DEVICES AS WELL AS COMPUTERS, is read the first time and referred to the Committee on Judiciary II.

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S.B. 159 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND CLARIFY THE SECOND CLASS PRIORITY EXPENSES AND THE GRAVESTONE AUTHORIZATION IN PROBATE PROCEEDINGS, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

S.B. 380, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO COLLECT DATA RELATED TO CRASHES ON FORMS SUPPLIED BY THE DIVISION, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

CALENDAR

Action is taken on the following:

H.B. 227 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WINSTON-SALEM AND THE CITY OF ROCKY MOUNT TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN SUBSTANDARD RESIDENTIAL PROPERTY TO PROVIDE HOUSING FOR LOW AND MODERATE INCOME PERSONS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burris-Floyd, Carney, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, Harrell, Harrison, Hill, Holloway, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McLawhorn, Michaux, Mills, Mobley, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 101.

Voting in the negative: Representatives Avila, Brown, Burr, Cleveland, Folwell, Frye, Gillespie, Guice, Gulley, Hilton, Hurley, McGee, Moore, Setzer, and Wiley - 15.

Excused absences: Representatives Earle and Lewis - 2.

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H.B. 337, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF STATESVILLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 116.

Voting in the negative: None.

Excused absences: Representatives Earle and Lewis - 2.

H.B. 63 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE OPTIONS FOR DISTRIBUTION OF THE LOCAL SALES TAXES IN ONSLOW COUNTY, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 103 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT ALEXANDER, ANSON, CATAWBA, CHOWAN, AND TYRRELL COUNTIES MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 473, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MAGISTRATE WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES, passes its third reading, by electronic vote (90-26), and is ordered sent to the Senate.

H.B. 42 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT SCIENCE SAFETY MEASURES IN THE PUBLIC SCHOOLS.

Representative Blackwell offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 65 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REENACT AND CLARIFY THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE.

On motion of Representative Tolson and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 120 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Election Law and Campaign Finance Reform.

H.B. 463 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDEFINE THE TERM "ANTIQUÉ FIREARM" WITH REGARD TO THE LAW THAT REGULATES THE TRANSFER OF HANDGUNS AND WITH REGARD TO THE FELONY FIREARMS ACT.

On motion of Representative Goforth and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 2.

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H.B. 494, A BILL TO BE ENTITLED AN ACT ALLOWING A SUPERIOR COURT JUDGE TO PERFORM MARRIAGE CEREMONIES, passes its second reading, by electronic vote (91-25), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of March 30 are introduced to the membership. They are: Donice Bynum of Nash; Isaiah Fletcher of Forsyth; Colby Gabel of Alamance; Molly Hall of Cumberland; Danielle Hartsfield of Cumberland; Caitlin Hogan of Wake; Typhaine Lefranc of Mecklenburg; Sally Lindel of Forsyth; Elizabeth Marshall of Surry; Charnelle McClellan of Robeson; Justin Michael of Wake; Carolina Ponce of Wayne; Emmanuel Reid of Forsyth; Tyler Rogers of Pitt; Myles Swain of New Hanover; and Eva Yaffe of Mecklenburg.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance:

H.B. 66, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY MUNICIPALITIES IN NEW HANOVER COUNTY.

H.B. 158, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY MUNICIPALITIES IN ROWAN COUNTY.

H.B. 172, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY MUNICIPALITIES IN WAYNE COUNTY.

H.B. 497, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS, AS ENDORSED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON MUNICIPAL ANNEXATION.

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H.B. 498, A BILL TO BE ENTITLED AN ACT TO REQUIRE A VOTE OF THE PEOPLE PRIOR TO AN INVOLUNTARY ANNEXATION BECOMING EFFECTIVE, AS ENDORSED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON MUNICIPAL ANNEXATION.

H.B. 524, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ANNEXATION STATUTES.

H.B. 525, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LOCAL GOVERNMENT COMMISSION TO PROVIDE OVERSIGHT OF THE MUNICIPAL ANNEXATION PROCESS AND TO PROHIBIT INVOLUNTARY ANNEXATION INTO AN AREA CURRENTLY SERVED BY A CENTRAL WATER AND SEWER SYSTEM NOT OF THE ANNEXING MUNICIPALITY UNLESS AT LEAST ONE-HALF OF THE PROPERTY OWNERS CONSENT.

H.B. 571, A BILL TO BE ENTITLED AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS, AS ENDORSED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON MUNICIPAL ANNEXATION.

H.B. 634, A BILL TO BE ENTITLED AN ACT TO REQUIRE MUNICIPALITIES TO PROVIDE MEANINGFUL SERVICES TO NEWLY ANNEXED AREAS.

H.B. 635, A BILL TO BE ENTITLED AN ACT TO LIMIT THE USE OF NARROW LAND BRIDGES IN INVOLUNTARY ANNEXATIONS.

H.B. 645, A BILL TO BE ENTITLED AN ACT TO AMEND THE ANNEXATION LAWS TO REQUIRE MEANINGFUL SERVICES AND MEANINGFUL OVERSIGHT.

H.B. 727, A BILL TO BE ENTITLED AN ACT TO REFORM THE STATE'S ANNEXATION LAWS.

On motion of Representative Owens, seconded by Representative Cole, the House adjourns at 7:56 p.m. to reconvene March 31 at 11:00 a.m.

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THIRTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 31, 2009

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"When Ezekiel looked down in the valley and saw all those dry bones, he wondered what, pray tell, You had in store for him to see. But then, he heard You command those bones to come together and for life to be breathed into them. Today, as our own group of dry bones travel to South Carolina to take on our counterparts, we earnestly and sincerely pray that their old bones stay together and remain intact. We pray that no one gets hurt and please remind them that they aren't twenty-year-olds running up and down the court. But, do let us have fun and enjoy the spirit and goodwill for which the game is intended. And, Lord, if it be Thy will, and we know we are pushing the limits of our petition here, let our team from the Old North State whoop up on them there folks from South Carolina and bring them home safely to us...even if them ole bones end up needing to be wrapped, taped and iced for a few days. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Harrison and Underhill for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Jeffus, Gibson, Jones, and Tillis (Primary Sponsors); Lucas and Wray:

H.B. 869, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX EXEMPTION FOR AIRCRAFT LUBRICANTS, AIRCRAFT

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REPAIR PARTS, AIRCRAFT ACCESSORIES, AND AIRCRAFT SIMULATORS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative Burr:

H.B. 870, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBER OF THE BOARD OF COMMISSIONERS OF STANLY COUNTY WHO SERVES AS A MEMBER OF THE STANLY COUNTY AIRPORT AUTHORITY SERVES AT THE PLEASURE OF THE BOARD OF COMMISSIONERS, TO PROVIDE THE SAME FOR THE CHAIRMAN OF THE STANLY COUNTY ECONOMIC DEVELOPMENT COMMISSION, AND TO ALLOW THE STANLY COUNTY BOARD OF COMMISSIONERS TO DESIGNATE AN ALTERNATE FOR BOTH THOSE POSITIONS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary II.

By Representatives Tarleton, Glazier, and Rapp:

H.B. 871, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO A NORTH CAROLINA MILITARY BUSINESS CENTER OFFICE IN THE TOWN OF BOONE, is referred to the Committee on Appropriations.

By Representatives Holliman, Faison, Glazier, Howard, Insko, Lucas, Wainwright, and Wray:

H.B. 872, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A DEFERRED RETIREMENT OPTION PLAN FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

By Representatives Holliman, Cotham, Faison, Glazier, Harrison, Howard, Insko, Wainwright, and Wray:

H.B. 873, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE BENEFITS FOR CAREER FIREFIGHTERS AND CAREER RESCUE SQUAD WORKERS WHO ARE MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

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By Representatives Underhill, Harrison, Hughes, and Wainwright:

H.B. 874, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NEUSE RIVER FOUNDATION, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Wainwright, M. Alexander, Bell, Faison, Glazier, Guice, Lucas, Pierce, Weiss, and Wray:

H.B. 875, A BILL TO BE ENTITLED AN ACT TO ALLOW PROBATION OFFICERS TO ACCESS OFFENDERS' JUVENILE RECORDS, TO MAKE WARRANTLESS SEARCHES AND DRUG SCREENING REGULAR CONDITIONS OF SUPERVISION, TO ADD ADDITIONAL CONTROLLING MEASURES FOR OFFENDERS SUBJECT TO INTERMEDIATE PUNISHMENT, AND TO MAKE CLARIFYING AMENDMENTS TO STREAMLINE PROCEDURES FOR SUPERVISION OF OFFENDERS IN THE COMMUNITY, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

By Representatives Wainwright, M. Alexander, Bell, Glazier, Guice, Hughes, Lucas, Pierce, Weiss, and Wray:

H.B. 876, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF CORRECTION TO STUDY COMPREHENSIVE REFORM OF THE STATE'S APPROACH TO COMMUNITY CORRECTIONS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Wainwright, Faison, Lucas, and Pierce:

H.B. 877, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO-WEEK DISQUALIFICATION FOR UNEMPLOYMENT COMPENSATION BENEFITS AS A RESULT OF LEAVING WORK TO ACCOMPANY A SPOUSE TO A NEW PLACE OF RESIDENCE FOR WORK IN A DIFFERENT LOCATION AND TO MAKE THOSE BENEFITS NONCHARGEABLE TO THE EMPLOYER, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Wainwright, Harrison, Lucas, Pierce, and Wray:

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H.B. 878, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HEALTH AND HUMAN SERVICES TO IDENTIFY PROGRAMS FOR AIDING IN THE RECOVERY AND REHABILITATION OF EMS PERSONNEL WITH CHEMICAL ADDICTION OR ABUSE, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Health.

By Representatives Cole, Lucas, and Wray:

H.B. 879, A BILL TO BE ENTITLED AN ACT TO PROVIDE RECIPROCITY TO COMMERCIAL DRIVERS LICENSE HOLDERS FROM MEXICO, TO EXPAND THE DEFINITION OF CONVICTION FOR OUT-OF-STATE VIOLATIONS, TO EXPAND THE DEFINITION OF EMPLOYER WITH REGARDS TO COMMERCIAL DRIVERS LICENSES, TO ADD A DISQUALIFYING VIOLATION TO COMMERCIAL DRIVERS LICENSES, TO INCREASE CIVIL PENALTIES, TO EXPAND EMPLOYER REPORTING RESPONSIBILITIES, AND TO MODIFY REQUIREMENTS FOR CONVICTIONS TEN YEARS OLD OR OLDER, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Cole, Lucas, and Wray:

H.B. 880, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE OVERALL LENGTH OF A SINGLE VEHICLE WITH TWO OR MORE AXLES TO FORTY FEET, TO RESTRICT THE OVERALL LENGTH OF VEHICLES TRANSPORTING POLES FOR EMERGENCY REPAIR TO FIFTY-THREE FEET, AND TO MAKE CERTAIN FARM VEHICLES BE SELF-PROPELLED, is referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

By Representatives Cole, Lucas, and Wray:

H.B. 881, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FUNDING FORMULA FOR CITIES REGARDING APPROPRIATIONS FOR MUNICIPAL STREETS, TO INCLUDE CITIES AND COUNTIES IN TRANSPORTATION CORRIDOR MAPPING, TO CONFORM STATUTES TO COUNTY AUTHORITY AUTHORIZED BY THE GENERAL ASSEMBLY, AND TO CLARIFY THE DEFINITION OF THE STATE HIGHWAY SYSTEM, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Cole, Lucas, and Wray:

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H.B. 882, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION TO REFUSE TO REGISTER A VEHICLE IF THE VEHICLE IS NOT IN COMPLIANCE WITH THE INSPECTIONS REQUIREMENTS, TO CREATE A TEN-DAY WINDOW FOR INSPECTING NEW AND USED VEHICLES REGISTERED IN THIS STATE, TO REQUIRE PROOF OF FINANCIAL RESPONSIBILITY FOR A THREE-DAY TRIP PERMIT, AND TO MAKE TECHNICAL CHANGES TO THE INSPECTION PROGRAM STATUTES, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Cole, Lucas, and Wray:

H.B. 883, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO SUBMIT ALL CONTRACTS AND STANDARD OPERATING PROCEDURES TO THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE AND TO CREATE AN AFFIRMATIVE DEFENSE FOR A FAILURE TO POST INFORMATION BY A FORMER CONTRACT AGENT, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Cole, Lucas, and Wray:

H.B. 884, A BILL TO BE ENTITLED AN ACT TO CLARIFY INSPECTION STATION AND SELF-INSPECTOR RESPONSIBILITIES AND NOTICE REQUIREMENTS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Ross, Glazier, and Lucas:

H.B. 885, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS ASSEMBLING FOR THE PURPOSE OF PICKETING DIRECTED AT A SINGLE RESIDENCE IN A MANNER THAT DISRUPTS THE TRANQUILITY OF THAT RESIDENCE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Ross and Lucas:

H.B. 886, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF DIETETICS/NUTRITION TO RECOVER COSTS INCURRED BY THE BOARD IN CONNECTION WITH DISCIPLINARY PROCEEDINGS OF THE BOARD, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

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By Representatives Ross, Blue, Sutton, and Glazier (Primary Sponsors); Bell, Harrison, and Lucas:

H.B. 887, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LOCAL GOVERNMENT TORT CLAIMS ACT, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representative Spear:

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REGULATE BOW HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Wildlife Resources.

By Representatives Haire, Love, Blue, and Faison (Primary Sponsors); Bordsen, Lucas, Mackey, Michaux, and Mills:

H.B. 889, A BILL TO BE ENTITLED AN ACT TO EXPAND COVERAGE UNDER THE INSURANCE GUARANTY ASSOCIATION WITH RESPECT TO STRUCTURED SETTLEMENT ANNUITIES FOR MATTERS INVOLVING PERSONAL INJURY OR ILLNESS, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary III.

By Representatives Hilton, Burris-Floyd, Blust, and McElraft (Primary Sponsors); Avila, Barnhart, Blackwell, Blackwood, Boles, Brown, Burr, Cleveland, Current, Daughtry, Dockham, Dollar, E. Floyd, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hill, Holloway, Hughes, Hurley, Johnson, Justus, Killian, Langdon, Lewis, McCormick, McGee, Mills, Mobley, Moore, Neumann, Parmon, Randleman, Rhyne, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Tarleton, Tillis, West, Wiley, and Wray:

H.B. 890, A BILL TO BE ENTITLED AN ACT TO CREATE CRIMINAL OFFENSES FOR ACTS THAT CAUSE THE DEATH OR INJURY OF AN UNBORN CHILD OR ARE COMMITTED AGAINST A PREGNANT WOMAN, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Hilton, McElraft, and Burris-Floyd (Primary Sponsors); Barnhart, Blackwood, Blust, Brown, Burr, Cleveland, Current, Daughtry, Dockham, Frye, Gillespie, Guice, Gulley, Hill, Holloway,

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Hurley, Johnson, Justus, Killian, Langdon, Lewis, McGee, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Tillis, and West:

H.B. 891, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ULTRASOUND BEFORE PERFORMING AN ABORTION, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Hilton, Jones, and Cleveland (Primary Sponsors); Barnhart, Blust, Burr, Burris-Floyd, Current, Daughtry, Dockham, Gibson, Gillespie, Guice, Gulley, Hill, Holloway, Johnson, Justus, Killian, Langdon, Lewis, McElraft, McGee, Mills, Moore, Randleman, Rhyne, Sager, Setzer, Spear, Steen, Stevens, West, and Wray:

H.B. 892, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATE LAW THAT REQUIRES A PERSON TO OBTAIN A LICENSE OR PERMIT TO PURCHASE, SELL, RECEIVE, OR OTHERWISE TRANSFER A PISTOL OR CROSSBOW, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Justice and Grady (Primary Sponsors); and Stiller:

H.B. 893, A BILL TO BE ENTITLED AN ACT TO REQUIRE COVERAGE FOR DIMINUTION IN VALUE AS A PART OF MOTOR VEHICLE LIABILITY INSURANCE PROPERTY COVERAGE, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Insurance.

By Representatives Blust, Current, Holloway, Justice, Killian, McCormick, McElraft, McGee, Neumann, Sager, Samuelson, and Steen:

H.B. 894, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ESTABLISH AN INDEPENDENT REDISTRICTING COMMISSION, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Blust and Hilton (Primary Sponsors); Burr, Current, Gillespie, Holloway, Hurley, Johnson, Justice, Killian, McElraft, Moore, Neumann, Sager, Samuelson, Starnes, Steen, and Tillis:

H.B. 895, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ANY INFANT BORN ALIVE IS INCLUDED IN THE DEFINITION OF

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PERSON, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Health.

By Representatives Harrell, England, and Faison (Primary Sponsors); K. Alexander, Bell, Glazier, Hall, Harrison, Insko, Jones, Lucas, Pierce, Stevens, Stewart, Wainwright, and Whilden:

H.B. 896, A BILL TO BE ENTITLED AN ACT TO UPDATE THE CANCER COMPENDIA STATUTE TO REFLECT NEW COMPENDIA THAT ARE AVAILABLE, is referred to the Committee on Health and, if favorable, to the Committee on Insurance.

By Representatives K. Alexander, Stewart, Sutton, and Folwell (Primary Sponsors); Bryant, Cotham, Faison, Fisher, Gibson, Glazier, Haire, Harrison, Insko, Lucas, Mackey, Rapp, Tolson, Weiss, and Wilkins:

H.B. 897, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMITTEE ON OFFSHORE WIND FARMING FOR THE GENERATION OF ELECTRICITY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Allen, Wray, Bryant, and Crawford (Primary Sponsors):

H.B. 898, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE POSSESSION OR TAKING OF GRASS CARP FROM THE GASTON OR ROANOKE RAPIDS RESERVOIRS OR FROM THE ROANOKE RIVER, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Marine Resources and Aquaculture.

By Representatives Insko, Faison, Farmer-Butterfield, Glazier, Harrison, Weiss, and Wiley:

H.B. 899, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT SCHOOL VENDING MACHINES CONTAIN ONLY FOODS AND BEVERAGES PERMITTED BY LAW, is referred to the Committee on Health and, if favorable, to the Committee on Education.

By Representatives Insko and Wiley (Primary Sponsors); Current, Faison, Farmer-Butterfield, Glazier, Harrison, and Luebke:

H.B. 900, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH NUTRITION STANDARDS FOR FOODS AND BEVERAGES AVAILABLE IN SCHOOL-OPERATED VENDING MACHINES, SCHOOL STORES, SNACK BARS,

March 31, 2009

FUND-RAISERS, AND ALL OTHER FOOD SALE OPERATIONS ON THE SCHOOL CAMPUS DURING THE INSTRUCTIONAL DAY, is referred to the Committee on Health and, if favorable, to the Committee on Education.

By Representatives Insko and Farmer-Butterfield (Primary Sponsors); Faison, Glazier, Harrison, and Luebke:

H.B. 901, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTH AND PHYSICAL EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL, is referred to the Committee on Health and, if favorable, to the Committee on Education.

By Representatives Harrison, Current, and Glazier:

H.B. 902, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERCENTAGE OF BIODIESEL FUEL OF A MINIMUM BLEND OF B-20 THAT LOCAL BOARDS OF EDUCATION MUST PURCHASE STATE-WIDE FOR USE IN SCHOOL BUS DIESEL ENGINE MOTOR VEHICLES AND TO REQUIRE LOCAL BOARDS OF EDUCATION TO REPORT THESE PURCHASES TO THE STATE BOARD OF EDUCATION, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Education.

By Representatives Harrison and Justice (Primary Sponsors); Faison and Glazier:

H.B. 903, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COMMUNITY CONSERVATION ASSISTANCE PROGRAM, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 381 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A DOMESTIC VIOLENCE FATALITY PREVENTION AND PROTECTION REVIEW TEAM IN MECKLENBURG COUNTY, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary I.

March 31, 2009

S.B. 550 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD AN ADDITIONAL MEMBER TO THE DUPLIN COUNTY BOARD OF EDUCATION AND THE BOARD OF COMMISSIONERS OF DUPLIN COUNTY, AND TO CONFIRM THAT NORMAL REDISTRICTING REQUIREMENTS APPLY TO THOSE UNITS, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 613, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CONSENT OF THE STATE IS NOT GRANTED TO THE UNITED STATES FOR ACQUISITION OF LAND FOR AN OUTLYING LANDING FIELD IN A COUNTY OR COUNTIES WHICH HAVE NO EXISTING MILITARY BASE AT WHICH AIRCRAFT SQUADRONS ARE STATIONED, with a favorable report and recommendation that the bill be re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

The bill is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

CALENDAR

Action is taken on the following:

H.B. 337, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF STATESVILLE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey,

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Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stillier, Sutton, Tarleton, Tillis, Tolson, Tucker, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Harrison and Underhill - 2.

Representative Wiley requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (113-0).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 225, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN INITIAL REVIEW OF APPEALS FOR REFUNDS OF OVERPAYMENT OF EXCISE STAMP TAXES FOR PURPOSES OF STREAMLINING RESOLUTION, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 18, A BILL TO BE ENTITLED AN ACT TO AMEND SPECIFIC EXPERIENCE HOURS OF THE FOUR HUNDRED CLOCK HOURS REQUIRED FOR PERMANENT LICENSURE AS A SPEECH AND LANGUAGE PATHOLOGIST, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 703 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE RULES ADOPTED BY THE NORTH CAROLINA MEDICAL BOARD AND APPROVED BY THE RULES REVIEW COMMISSION AND TO REQUIRE THE NORTH CAROLINA BOARD OF MEDICINE TO PUBLISH CERTAIN JUDGMENTS, AWARDS, PAYMENTS, AND SETTLEMENTS.

March 31, 2009

Representative Glazier offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

Representative Tillis requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 773**, A BILL TO BE ENTITLED AN ACT TO INCREASE ACCESS TO JUSTICE IN THE CIVIL COURTS, AS RECOMMENDED BY THE CHIEF JUSTICE'S NORTH CAROLINA EQUAL ACCESS TO JUSTICE COMMISSION, is withdrawn from the Committee on Ways and Means/Broadband Connectivity and re-referred to the Committee on Judiciary I. The serial referrals remain.

BILL WITHDRAWN FROM COMMITTEE

On motion of Representative Owens, and without objection, **H.B. 65** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REENACT AND CLARIFY THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE, is withdrawn from the Committee on Appropriations, and pursuant to Rule 36(b), is placed on the Calendar.

On motion of Representative Owens, seconded by Representative Boles, the House adjourns at 11:36 a.m. to reconvene April 1 at 3:00 p.m.

THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 1, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

April 1, 2009

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God, Who grants us the full range of our emotions, we understand that there are times for fun and that there are times to be serious. However, in the work that we do, these two need not be mutually exclusive of one another. Certainly the work of this Honorable Body requires that we be up to the task of serious thinking and debate. But, remind us that humor can go a long way in keeping us sane throughout the long days of Session. Our mutual respect for one another can help ease tensions that can't help but exist in competing political ideologies. Our friendships and relationships can sustain us. We can still break bread and share in good humor while we are here. Lord, please help us not to take ourselves too seriously. Allow us the privilege of laughter and the joy and peace it brings. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 31 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Justice for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

North Carolina General Assembly
House of Representatives
State Legislative Building
Raleigh, NC 27601-1096

Representative Margaret Dickson
44th District

March 24, 2009

MEMORANDUM TO: The Honorable Joe Hackney
Speaker of the House of Representatives

FROM: Margaret H. Dickson, Chair
House University Board of Governors
Nominating Committee

SUBJECT: Committee Report of Nominees for
2009 House Election of the Board of
Governors of the University of North Carolina

April 1, 2009

Listed below are the nominees for consideration by members of the House of Representatives in the forthcoming election to the Board of Governors of the University of North Carolina under House Resolution 189. The names of the nominees are listed in alphabetical order. The members of the Committee adopted the slate of nominees at a meeting on March 24, 2009.

Nominees

Walter Davenport
Bill Daughtridge
James M. Deal, Jr.
Dudley E. Flood
Joel Harbinson
Charles Mercer, Jr.
Fred G. Mills, Sr.
Irvin A. Roseman
George Rountree, III
Willis P. Whichard
David W. Young

**ELECTION OF MEMBERS TO THE
BOARD OF GOVERNORS OF THE
UNIVERSITY OF NORTH CAROLINA**

The Speaker reviews the instructions for voting as specified in **H.R. 189**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with the membership.

Pursuant to Rule 24.1A, Representative Glazier requests that he be excused from voting because he teaches in the University System and his contract is approved by the Board of Governors. Representative Luebke requests that he be excused from voting. These requests are granted.

The Speaker appoints Representatives Brubaker, Bryant, Dickson, Dollar, Haire, Howard, Moore, E. Warren, and Womble to canvass the ballots.

Pursuant to the resolution, the ballots are distributed to the Members and the election proceeds.

The Committee retires from the Chamber to canvass the ballots.

April 1, 2009

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 89, AN ACT TO AUTHORIZE THE ADDITION OF GRAND-FATHER MOUNTAIN STATE PARK TO THE STATE PARKS SYSTEM. (S.L. 2009-12)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW MUTUAL AID AGREEMENTS BETWEEN THE STATE AND POLITICAL SUBDIVISIONS OF THE STATE, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

H.B. 380 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN LOCAL EMERGENCY MANAGEMENT CAPABILITIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 416, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES AND CITIES HAVE THE AUTHORITY TO ORDER EVACUATIONS IN CERTAIN SITUATIONS, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

April 1, 2009

H.B. 631, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE WEARING OF MILITARY MEDALS BY PUBLIC SAFETY PERSONNEL, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 422, A BILL TO BE ENTITLED AN ACT TO VOLUNTARILY ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 502, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ASHEVILLE TO DISPOSE OF PROPERTY AND LIMIT USE OF THE PROPERTY AFTER DISPOSITION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

H.B. 622, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FOR THE TOWN OF LOUISBURG FROM THE COMPETITIVE BIDDING REQUIREMENTS FOR THE LOUISBURG ECONOMIC DEVELOPMENT PROJECT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

H.B. 664, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REGISTER OF DEEDS OF AVERY COUNTY TO REFUSE RECORDATION OF A DEED FOR PROPERTY SUBJECT TO DELINQUENT MUNICIPAL PROPERTY TAXES FOR THE VILLAGE OF SUGAR MOUNTAIN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

H.B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE THE OFFICE OF TAX COLLECTOR IN AVERY COUNTY APPOINTIVE RATHER THAN ELECTIVE, with a favorable report and recommendation that the bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

April 1, 2009

The bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

H.B. 747, A BILL TO BE ENTITLED AN ACT INCREASING THE FORCE ACCOUNT LIMIT FOR THE CITY OF ASHEVILLE AND BUNCOMBE COUNTY FOR CONSTRUCTION OR REPAIR PROJECTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 120 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS, with a favorable report as to Committee Substitute Bill No. 3, unfavorable as to Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Committee Substitute Bill No. 3 is placed on the Calendar. Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 114 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING PLACES OF WORSHIP OWNED AND OPERATED BY RELIGIOUS INSTITUTIONS FROM CERTAIN PROVISIONS OF THE NORTH CAROLINA STATE BUILDING CODE RELATING TO LIMITED USE AND LIMITED ACCESS ELEVATORS AND TO REQUIRE THE ADOPTION OF RULES UNDER THE ELEVATOR SAFETY ACT OF NORTH CAROLINA PROVIDING FOR THE PROMINENT DISPLAY OF IDENTIFYING NUMBERS IN ELEVATORS TO FACILITATE THE EXTRICATION OF PASSENGERS FROM MALFUNCTIONING ELEVATORS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representative Carney, Chair, for the Committee on Transportation:

April 1, 2009

H.B. 278, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR AMERICAN CANCER SOCIETY'S RELAY FOR LIFE VOLUNTEERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 391, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO OFFER NONCREDIT COURSES IN SAFE DRIVING TO HIGH SCHOOL STUDENTS DURING THE SCHOOL YEAR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A DONATE LIFE SPECIAL REGISTRATION PLATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 700, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE PAMLICO-TAR RIVER FOUNDATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 435, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE LEE COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF LEE COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

By Representative Hill, Chair, for the Committee on Agriculture:

April 1, 2009

H.B. 588, A BILL TO BE ENTITLED AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 684, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND IS A NONREVERTING ACCOUNT, TO MAKE A CHANGE TO THE MEMBERSHIP OF THE ADVISORY COMMITTEE FOR THE TRUST FUND, AND TO MAKE TECHNICAL CHANGES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 756, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE EQUINE INDUSTRY COMMISSION AND TO APPROPRIATE FUNDS TO SUPPORT THE WORK AND STAFFING OF THE EQUINE INDUSTRY COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 97, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RESIDENTS OF THIS STATE WHO ARE SERVING ON FULL-TIME ACTIVE MILITARY DUTY OUTSIDE THIS STATE IN THE ARMED FORCES OF THE UNITED STATES OR A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES MAY HUNT OR FISH WHILE ON LEAVE IN THIS STATE WITHOUT OBTAINING A LICENSE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 336, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF RICHLANDS, with a favorable report.

April 1, 2009

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 360 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BAR TO BORROW FUNDS, SUBJECT TO THE APPROVAL OF THE GOVERNOR AND THE COUNCIL OF STATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 394 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF RALEIGH TO INCREASE ITS GENERAL MOTOR VEHICLE TAX BY UP TO FIVE DOLLARS EACH YEAR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 218, A BILL TO BE ENTITLED AN ACT TO ENACT THE PARENT AND STUDENT EDUCATIONAL INVOLVEMENT ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Education.

The committee substitute bill is re-referred to the Committee on Education. The original bill is placed on the Unfavorable Calendar.

H.J.R. 670, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE STUDY COMMISSION TO STUDY THE STANDARDS APPLIED IN DISPUTED CHILD CUSTODY CASES, with a favorable report and recommendation that the resolution be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The resolution is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 783, A BILL TO BE ENTITLED AN ACT AUTHORIZING A JOINT LEGISLATIVE STUDY COMMISSION ON YOUTH TRANSITIONING OUT OF FOSTER CARE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

April 1, 2009

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Harrell, Chair, for the Committee on Science and Technology:

H.B. 719, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE STATE GEOGRAPHIC INFORMATION CONSOLIDATION PLAN AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 536, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE TASK FORCE ON SPORTS INJURIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 570, A BILL TO BE ENTITLED AN ACT TO AMEND THE PRIVATE PROTECTIVE SERVICES ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 402, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF AN ELECTED OFFICIAL RECOMMENDATION FOR NOTARY PUBLIC APPLICANTS IN COUNTIES WITH

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MORE THAN FOURTEEN THOUSAND NOTARIES PUBLIC, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 2. The original bill is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 381, A BILL TO BE ENTITLED AN ACT TO EXPAND THE POWERS OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

The committee substitute bill is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs. The original bill is placed on the Unfavorable Calendar.

H.B. 596, A BILL TO BE ENTITLED AN ACT DESIGNATING APRIL AS WOODWORKING MONTH IN NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 683, A BILL TO BE ENTITLED AN ACT ESTABLISHING NORTH CAROLINA HOT SAUCE DAY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

H.B. 696, A BILL TO BE ENTITLED AN ACT ESTABLISHING MOTORCYCLE AWARENESS MONTH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

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H.B. 147, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF HEALTH SERVICE REGULATION, DIVISION OF MEDICAL ASSISTANCE, AND THE DIVISION OF AGING AND ADULT SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO ASSEMBLE A WORKGROUP TO DEVELOP STRATEGIES TO ADDRESS ISSUES OF MIXED POPULATIONS IN ADULT CARE HOMES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health.

The committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar.

H.B. 418, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO DRIVERS LICENSE RENEWAL PERIODS, with a favorable report and recommendation that the bill be re-referred to the Committee on Transportation.

The bill is re-referred to the Committee on Transportation.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Bryant, Rhyne, Stam, and Ross (Primary Sponsors); Blue, Burris-Floyd, Faison, Farmer-Butterfield, E. Floyd, Glazier, Hall, Harrison, Hughes, Jones, Lucas, Luebke, Mackey, and Wainwright:

H.B. 904, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORIZATION FOR NONPROFIT CORPORATIONS TO RENDER LEGAL SERVICES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Bryant, Harrison, and Tolson (Primary Sponsors); Faison, Fisher, Glazier, Insko, Martin, McLawhorn, and Wray:

H.B. 905, A BILL TO BE ENTITLED AN ACT TO CREATE A TAX CREDIT FOR ALTERNATIVE FUEL INFRASTRUCTURE AND TO CREATE A TAX CREDIT FOR ALTERNATIVE FUEL AND ADVANCED TECHNOLOGY VEHICLES, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

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By Representatives Bryant, Harrison, and Tolson (Primary Sponsors); Faison, Fisher, Glazier, Insko, Martin, McLawhorn, and Wray:

H.B. 906, A BILL TO BE ENTITLED AN ACT TO CREATE A TAX CREDIT FOR ALTERNATIVE FUEL INFRASTRUCTURE AND TO CREATE A TAX CREDIT FOR ALTERNATIVE FUEL VEHICLES AND ADVANCED TECHNOLOGY VEHICLES, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Goodwin, Fisher, Glazier, and Harrison:

H.B. 907, A BILL TO BE ENTITLED AN ACT TO AMEND THE JUDICIAL PUBLIC CAMPAIGN LAW BY ALLOWING THE ACCEPTANCE OF QUALIFYING CONTRIBUTIONS IN THE SAME FORM AS OTHER CONTRIBUTIONS; BY PROVIDING THAT NO MATCHING FUNDS WILL BE TRIGGERED BY COMMUNICATIONS THAT SUPPORT OR OPPOSE ALL CANDIDATES; AND BY MAKING MORE FLEXIBLE THE WORD LIMITATIONS IN THE VOTER'S GUIDE, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Goodwin, Fisher, Glazier, Harrison, and Insko:

H.B. 908, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT OF POLITICAL AND COMMERCIAL EXPRESSION AROUND A VOTING PLACE; TO CLARIFY THAT SEVENTEEN-YEAR-OLDS MAY REGISTER AT EARLY VOTING SITES UNDER THE SAME CONDITIONS THEY MAY REGISTER ELSEWHERE; TO PROHIBIT THE AWARDED OF ATTORNEYS' FEES AGAINST THE STATE BOARD OF ELECTIONS IN ELECTION PROTEST CASES; AND TO COMPLETE THE BURDEN OF PROOF PROVISIONS IN THE CANDIDATE-CHALLENGE STATUTE, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representative Tarleton:

H.J.R. 909, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WADE EDWARD BROWN, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Rapp and Jeffus (Primary Sponsors); Dockham, Faison, Fisher, Hughes, Jones, and Wray:

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H.B. 910, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SALARY SCHEDULE RATE INCREASE FOR CERTIFIED PERSONNEL OF THE PUBLIC SCHOOLS WHO ARE PAID ON THE ADVANCED DEGREE (SIXTH YEAR) OR DOCTORATE DEGREE SALARY SCHEDULE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Tillis and Wray:

H.B. 911, A BILL TO BE ENTITLED AN ACT CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO CERTIFIED PUBLIC ACCOUNTANTS AND ALLOWING PUBLIC ACCOUNTANTS CERTIFIED OR LICENSED OUTSIDE THIS STATE TO PRACTICE IN THIS STATE UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Killian, Sutton, Parmon, and McElraft (Primary Sponsors); Faison, Harrison, Hughes, Lucas, McGee, McLawhorn, and Wray:

H.B. 912, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE STATE AND LOCAL GOVERNMENT TO USE MILITARY VETERAN CONTRACTORS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Killian, Hall, Martin, and Dollar (Primary Sponsors); Brown, Dockham, Harrison, and Wiley:

H.B. 913, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR GRADUATES OF THE UNITED STATES SERVICE ACADEMIES, WHICH INCLUDE THE UNITED STATES AIR FORCE ACADEMY, THE UNITED STATES COAST GUARD ACADEMY, THE UNITED STATES MERCHANT MARINE ACADEMY, THE UNITED STATES MILITARY ACADEMY, AND THE UNITED STATES NAVAL ACADEMY, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Killian and Wainwright (Primary Sponsors); Dockham, Hall, Martin, Moore, and Neumann:

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H.B. 914, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM STATE INCOME TAX COMPENSATION PAID TO MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD AND THE RESERVES, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Michaux, Haire, and Jeffus (Primary Sponsors):

H.B. 915, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Michaux, Tolson, and Yongue (Primary Sponsors):

H.B. 916, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Michaux, Adams, M. Alexander, and Crawford (Primary Sponsors):

H.B. 917, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Luebke and Justice (Primary Sponsors); Allred, Hughes, Lucas, Martin, Stewart, and Stiller:

H.B. 918, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE RED DRUM AND SPOTTED SEA TROUT AS COASTAL GAME FISH, TO PROHIBIT THE TAKING OF RED DRUM AND SPOTTED SEA TROUT OTHER THAN BY HOOK-AND-LINE, AND TO COMPENSATE COMMERCIAL FISHERMEN FOR CERTAIN LOSSES DUE TO THE DESIGNATION AND PROHIBITION, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Finance.

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By Representatives Martin and Allred:

H.B. 919, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CASA ESPERANZA MONTESSORI, INC., A CHARTER SCHOOL, TO ENROLL ITS ACTIVE EMPLOYEES OR ITS ACTIVE EMPLOYEES AND RETIREES IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is referred to the Committee on Education and, if favorable, to the Committee on Pensions and Retirement.

By Representative Braxton:

H.B. 920, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE OPERATION OF MOTORCYCLES WITH PASSENGERS UNDER AGE SIXTEEN, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Braxton and Dockham:

H.B. 921, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR THE TRAPPING OF FOXES IN LENOIR COUNTY, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Local Government II.

By Representatives Holloway, Blust, Cleveland, and Neumann (Primary Sponsors); Blackwood, Brown, Burr, Dollar, Hilton, Killian, McGee, Moore, Setzer, Starnes, and Stevens:

H.B. 922, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA ILLEGAL IMMIGRATION PREVENTION ACT TO PROVIDE FOR THE COMPREHENSIVE REGULATION OF PERSONS IN THIS STATE WHO ARE NOT LAWFULLY PRESENT IN THE UNITED STATES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Goodwin and Burr (Primary Sponsors):

H.B. 923, A BILL TO BE ENTITLED AN ACT EXPANDING PERMITTED USES OF 911 FUNDS IN MONTGOMERY COUNTY, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

By Representatives Carney and Samuelson:

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H.B. 924, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives M. Alexander, Brisson, Farmer-Butterfield, and Earle (Primary Sponsors); Faison, Fisher, Harrison, Insko, and Lucas:

H.B. 925, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SHARING OF CONFIDENTIAL INFORMATION AMONG AGENCIES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES IN ORDER TO CONDUCT QUALITY ASSESSMENT AND IMPROVEMENT ACTIVITIES AND COORDINATE APPROPRIATE AND EFFECTIVE CARE, TREATMENT, OR HABILITATION OF DHHS CLIENTS, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives M. Alexander, Faison, and Guice (Primary Sponsors); Barnhart, Coates, Insko, Lucas, Starnes, and Wray:

H.B. 926, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF CONTINUOUS ALCOHOL MONITORING SYSTEMS AS A CONDITION OF PROBATION, TO MEET REQUIREMENTS FOR THE RESTORATION OF A REVOKED DRIVERS LICENSE, TO MITIGATE PUNISHMENTS FOR IMPAIRED DRIVING OFFENSES, AND TO ENSURE COMPLIANCE WITH CHILD CUSTODY AND VISITATION ORDERS, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representative Owens:

H.B. 927, A BILL TO BE ENTITLED AN ACT TO ALLOW TYRRELL COUNTY TO TRANSFER FUNDS BACK TO THE LOCAL ALCOHOLIC BEVERAGE CONTROL BOARD THAT HAD BEEN HELD BY THE COUNTY IN TRUST TO BE USED TO BUILD A NEW ALCOHOLIC BEVERAGE CONTROL STORE, is referred to the Committee on Local Government II and, if favorable, to the Committee on Alcoholic Beverage Control.

By Representatives Avila, Blackwood, Brown, Cleveland, Crawford, Daughtry, Dollar, Frye, Gulley, Justice, McElraft, Parmon, and Tillis:

H.B. 928, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX DEDUCTION FOR MEMBERS OF THE UNITED STATES

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COAST GUARD AUXILIARY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Ross and Carney (Primary Sponsors); and Insko:

H.B. 929, A BILL TO BE ENTITLED AN ACT TO CONFORM DEADLINES FOR LEVYING, REPEALING, INCREASING, OR DECREASING THE REGIONAL TRANSIT AUTHORITY REGISTRATION TAX TO THE DMV REGISTRATION RENEWAL SCHEDULE ADOPTED UNDER THE NEW ELECTRONIC MOTOR VEHICLE INSPECTION SYSTEM, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Ross, Hall, Martin, and Blue (Primary Sponsors); M. Alexander, Coates, Dickson, Faison, Fisher, Glazier, Harrison, Lucas, Luebke, Weiss, and Wray:

H.B. 930, A BILL TO BE ENTITLED AN ACT TO ENACT THE CONSUMER ECONOMIC PROTECTION ACT OF 2009, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Stevens and McCormick (Primary Sponsors):

H.B. 931, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIRED SCHOOL OPENING AND CLOSING DATES IN THE ELKIN CITY, MOUNT AIRY CITY, AND SURRY COUNTY SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Education and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Insko and Harrison:

H.B. 932, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC HEARINGS WITH ADEQUATE NOTICE BEFORE A LOCAL GOVERNMENT PARTICIPATES IN THE INSTANT RUNOFF VOTING PILOT; AND TO REQUIRE INFORMATION PRESENTED BY THE LOCAL GOVERNMENT AT SUCH A HEARING TO BE DOCUMENTED WITH THE ORIGINAL SOURCE OF THE INFORMATION, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representative Insko:

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H.B. 933, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ROLE AND REPORTING REQUIREMENTS OF THE LOCAL AND STATE CONSUMER AND FAMILY ADVISORY COMMITTEES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Health.

By Representatives Tucker and McLawhorn:

H.B. 934, A BILL TO BE ENTITLED AN ACT TO ADDRESS COST-OF-LIVING ADJUSTMENTS FOR RETIREES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

By Representatives McGee and Weiss (Primary Sponsors); Adams, M. Alexander, Allred, Avila, Barnhart, Blackwood, Blue, Blust, Bordsen, Brown, Brubaker, Burr, Burris-Floyd, Carney, Coates, Cotham, Current, Dickson, Dollar, Earle, Fisher, Grady, Guice, Haire, Hall, Harrell, Harrison, Holliman, Holloway, Howard, Insko, Jackson, Jeffus, Johnson, Justus, Langdon, Lewis, Lucas, Luebke, Martin, McCormick, McElraft, Moore, Neumann, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Stam, Starnes, Steen, Stiller, Tarleton, Underhill, West, Womble, Wiley, and Yongue:

H.R. 935, A HOUSE RESOLUTION ESTABLISHING THE HOUSE SELECT COMMITTEE ON HOMEOWNER ASSOCIATIONS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Luebke, Hall, and Wilkins (Primary Sponsors):

H.B. 936, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PERMIT A CHARTER SCHOOL, CENTRAL PARK SCHOOL FOR CHILDREN, TO FUNCTION AS A NEIGHBORHOOD SCHOOL, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representatives Glazier, Ross, Stam, and Lucas (Primary Sponsors); and Harrison:

H.B. 937, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTH CAROLINA INNOCENCE COMMISSION MAY COMPEL THE TESTIMONY OF A WITNESS AND THE COMMISSION CHAIR MAY GRANT LIMITED IMMUNITY TO THE WITNESS FROM

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PROSECUTION FOR PREVIOUS FALSE STATEMENTS MADE UNDER OATH IN PRIOR PROCEEDINGS, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representative England:

H.B. 938, A BILL TO BE ENTITLED AN ACT AMENDING THE MARRIAGE AND FAMILY THERAPY LICENSURE LAWS AND AUTHORIZING THE NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD TO INCREASE FEES, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representatives England and Wilkins (Primary Sponsors); M. Alexander, Allen, Dockham, Faison, Gibson, Glazier, Harrison, Insko, Lucas, Martin, McLawhorn, Ross, Stewart, Tucker, Underhill, and Wray:

H.B. 939, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PURCHASE AND OPERATE A MOBILE DENTAL X-RAY UNIT FOR USE AT THE MISSION OF MERCY FREE DENTAL CLINIC PROJECTS, is referred to the Committee on Appropriations.

By Representatives England, M. Alexander, Glazier, Insko, Jones, Lucas, Luebke, Martin, McLawhorn, Moore, Tarleton, and Wray:

H.B. 940, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA SPECIAL OLYMPICS, is referred to the Committee on Appropriations.

By Representatives Dockham, Hurley, and Starnes:

H.B. 941, A BILL TO BE ENTITLED AN ACT TO PROVIDE NORTH CAROLINA TAXPAYERS WITH THE SAME TAX TREATMENT APPLIED TO UNITED STATES TREASURY SECRETARY TIMOTHY F. GEITHNER BY DISALLOWING PENALTIES WHEN A TAXPAYER OWES LESS THAN FIFTY THOUSAND DOLLARS OF INCOME TAXES, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Finance.

By Representative Dockham:

H.B. 942, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR RECALL ELECTIONS IN SANITARY DISTRICTS, is

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referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representative Dockham:

H.B. 943, A BILL TO BE ENTITLED AN ACT PROVIDING THAT A SANITARY DISTRICT IS A PUBLIC UTILITY SUBJECT TO REGULATION BY THE UTILITIES COMMISSION, is referred to the Committee on Health and, if favorable, to the Committee on Public Utilities.

By Representatives Glazier, Stam, Ross, and Tillis (Primary Sponsors); M. Alexander, Faison, Fisher, Harrison, Insko, Lucas, Luebke, Martin, and Weiss:

H.B. 944, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DISCLOSURE OF CAMPAIGN CONTRIBUTION ACTIVITY BY APPOINTEES TO POSITIONS IN STATE GOVERNMENT, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

By Representatives Sutton, Jones, and Wray:

H.B. 945, A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES ENSURES ENFORCEMENT OF THE FEDERAL INDIAN CHILD WELFARE ACT, is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representative West:

H.B. 946, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE LAWS RELATING TO MOTOR VEHICLES APPLY ON THE STREETS WITHIN THE BEAR PAW SERVICE DISTRICT IN CHEROKEE COUNTY, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Pierce and Jones (Primary Sponsors); Faison and Harrison:

H.B. 947, A BILL TO BE ENTITLED AN ACT CREATING A PERMANENT STATEWIDE POVERTY TASK FORCE; ESTABLISHING TWO NEW PERSONNEL POSITIONS IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES DEDICATED TO POVERTY

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REDUCTION AND ECONOMIC RECOVERY AND APPROPRIATING FUNDS FOR THOSE PURPOSES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Pierce and Yongue (Primary Sponsors); and Hughes:

H.B. 948, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A SENIOR ADULT FACILITY IN HOKE COUNTY, is referred to the Committee on Appropriations.

By Representatives Johnson and Barnhart (Primary Sponsors); and Dockham:

H.B. 949, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE REED GOLD MINE FUND IN THE DIVISION OF STATE HISTORIC SITES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representative Blackwood:

H.B. 950, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ANNEXATIONS AND EXTENSION OF EXTRATERRITORIAL JURISDICTION IN UNION COUNTY IS SUBJECT TO A REFERENDUM, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Allen, Stewart, and Wray:

H.B. 951, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTY BOARD OF COMMISSIONERS TO APPOINT A LICENSED OPTOMETRIST FROM ANOTHER COUNTY TO THE COUNTY BOARD OF HEALTH UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Health.

By Representatives Glazier, McLawhorn, Rapp, and M. Alexander (Primary Sponsors); Blust, Faison, Fisher, Harrison, Insko, and Lucas:

H.B. 952, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMITTEE ON TEACHER COMPENSATION, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

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H.B. 953, A BILL TO BE ENTITLED AN ACT INCREASING TO SEVEN THE NUMBER OF MEMBERS OF THE CURRITUCK COUNTY BOARD OF ADJUSTMENT, is referred to the Committee on Local Government II.

By Representative Owens:

H.B. 954, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TRANSFER OF DEVELOPMENT RIGHTS INTO THE DEVELOPED AREAS OF CURRITUCK COUNTY IN ASSOCIATION WITH CONSERVATION EASEMENTS IN RURAL AREAS OF THE COUNTY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representative Owens:

H.B. 955, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP AND CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY GAME COMMISSION, TO MAKE CHANGES TO THE COMPENSATION PROVIDED TO MEMBERS OF THE COMMISSION AND THE CLERK OF THE COMMISSION, AND TO PROVIDE THAT NO FLOAT BLINDS MAY BE TIED WITHIN THREE HUNDRED YARDS OF A RESIDENCE IN CURRITUCK COUNTY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Cole and E. Floyd:

H.B. 956, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AUTHORIZATION TO LEVY AN OCCUPANCY TAX IN ROCKINGHAM COUNTY BY ONE PERCENT, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives England, Glazier, Harrison, Hughes, Lucas, Neumann, and Stewart:

H.B. 957, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO STUDY THE FEASIBILITY OF ESTABLISHING A SCHOOL-BASED INFLUENZA VACCINATION PILOT PROGRAM, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representative West:

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H.B. 958, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF FONTANA DAM, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Hughes, E. Floyd, and R. Warren:

H.B. 959, A BILL TO BE ENTITLED AN ACT AUTHORIZING PENDER COUNTY TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Glazier, Dickson, Lucas, and E. Floyd (Primary Sponsors):

H.B. 960, A BILL TO BE ENTITLED AN ACT TO ALLOW SANITARY DISTRICTS THE SAME POWER AS ALL OTHER UNITS OF LOCAL GOVERNMENTS IN ACQUIRING PROPERTY BY CONDEMNATION FOR WATER SUPPLY AND DISTRIBUTION SYSTEMS, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Judiciary II.

By Representatives Glazier, Stam, Ross, and Goodwin (Primary Sponsors); M. Alexander, Blust, Cotham, Dollar, Faison, Fisher, Folwell, Harrison, Insko, Jackson, Lucas, Luebke, Martin, and Weiss:

H.B. 961, A BILL TO BE ENTITLED AN ACT TO PREVENT CONFLICT OF INTEREST AND ITS APPEARANCE INVOLVING POLITICAL CONTRIBUTIONS BY STATE CONTRACTORS, is referred to the Committee on Ethics and, if favorable, to the Committee on Judiciary II.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 389 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE HOUSING AUTHORITY OF THE CITY OF CHARLOTTE TO PARTICIPATE IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM WITHOUT PROVIDING PRIOR SERVICE CREDITS TO ITS EMPLOYEES, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Pensions and Retirement.

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S.B. 390 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MIDLAND TO PARTICIPATE IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM WITHOUT PROVIDING PRIOR SERVICE CREDITS TO ITS EMPLOYEES, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Pensions and Retirement.

S.B. 433, A BILL TO BE ENTITLED AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT, is read the first time and referred to the Committee on Local Government II.

S.J.R. 855, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MARVIN MARTIN WARD, FORMER MEMBER OF THE GENERAL ASSEMBLY, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

RESULTS OF ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA

Representative Dickson, Chair of the Standing Committee on University Board of Governors Nominating, makes the following report concerning the Board of Governors of The University of North Carolina election.

Walter Conaway Davenport received 114 votes; Fred G. Mills, Sr., received 112 votes; Dudley E. Flood received 105 votes; Charles H. Mercer, Jr., received 101 votes; James M. Deal, Jr., received 92 votes; Bill Daughtride received 91 votes; Dr. Irvin A. Roseman received 74 votes; David W. Young received 68 votes; Willis P. Whichard received 67 votes; George Rountree, III, received 62 votes; and Joel Harbinson received 41 votes.

No run-off election is required.

On motion of Representative Dickson, pursuant to Article VI, Section 5 of the North Carolina Constitution and pursuant to **H.R. 189**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, the following persons are duly elected for a four-year term to the Board of Governors of the University of North Carolina: Walter Conaway Davenport, Fred G. Mills, Sr., Dudley E. Flood, Sr., Charles H. Mercer, Jr., James M. Deal, Jr., Bill Daughtride, Dr. Irvin A. Roseman, and David W. Young.

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The Senate is so notified of the action taken by Special Message.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

H.J.R. 53, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOHN WALTER BROWN, FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, passes its second reading, by electronic vote (119-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 2 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT.

Pursuant to Rule 24.1A, Representative Blue requests that he be excused from voting on this bill. This request is granted.

Representative Neumann offers Amendment No. 1 which is adopted by electronic vote (93-24).

Representative Cole offers Amendment No. 2 which is adopted by electronic vote (70-46).

Representative Stam offers Amendment No. 3 which is adopted by electronic vote (113-3).

Representative Tillis offers Amendment No. 4 which is adopted by electronic vote (115-2).

The bill, as amended, passes its second reading by electronic vote (75-42).

Representative Lewis objects to third reading. The bill remains on the Calendar.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Coates, Chair, for the Committee on Public Utilities:

H.B. 135 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PERMITTING CERTAIN BROADBAND SERVICE PROVIDERS THAT PROVIDE VOICE GRADE COMMUNICATIONS SERVICES WITHIN A DEFINED SERVICE TERRITORY OR FRANCHISE AREA TO OFFER SUCH VOICE GRADE SERVICE AS AN INCIDENT TO BROADBAND SERVICE IN AREAS CONTIGUOUS TO THE PROVIDERS' SERVICE TERRITORY OR FRANCHISE AREA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 530, A BILL TO BE ENTITLED AN ACT FURTHER AUTHORIZING THE UTILITIES COMMISSION TO DETERMINE THE UNIVERSAL SERVICE PROVIDER IN CERTAIN SUBDIVISIONS AND AREAS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 686, A BILL TO BE ENTITLED AN ACT TO MODERNIZE NOTICE REQUIREMENTS FOR PROTECTIONS FOR TELEPHONE SUBSCRIBERS WHO WISH TO STOP UNWANTED TELEPHONE SOLICITATIONS AND FOR CONSUMERS WHO ENTER INTO TELE-MARKETING TRANSACTIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Carney, Chair, for the Committee on Transportation:

H.B. 182, A BILL TO BE ENTITLED AN ACT TO ALLOW THE PLACEMENT OF SPEED TABLES OR TRAFFIC SPEED CONTROL DEVICES ON THOSE PORTIONS OF STATE ROADS WITHIN A

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RESIDENTIAL SUBDIVISION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 529, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION IN EDGECOMBE COUNTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 76, A BILL TO BE ENTITLED AN ACT TO SET A UNIFORM FILING FEE FOR BOARD OF EDUCATION CANDIDACY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 220, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LOSING PRIMARY CANDIDATE MAY NOT RUN AS A WRITE-IN CANDIDATE FOR ANY OFFICE IN THE GENERAL ELECTION THAT YEAR, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture:

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H.B. 255, A BILL TO BE ENTITLED AN ACT PROVIDING A ZONING EXEMPTION FOR ANY AGRICULTURAL INTEREST ANNEXED BY A MUNICIPALITY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 705**, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATE'S GUARDIANSHIP STATUTES WITH RESPECT TO JURISDICTION, VENUE, PROCEDURE, APPEALS, AND PORTABILITY, is withdrawn from the Committee on Juvenile Justice and re-referred to the Committee on Aging. The serial referral to the Committee on Judiciary III remains the same.

On motion of Representative Owens, seconded by Representative Glazier, the House adjourns at 7:32 p.m. to reconvene April 2 at 1:00 p.m.

THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 2, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Sovereign Lord:

"You reign over the universe and all that is in it. We cannot help but marvel at the beauty of Your creation. Thank You for providing us with the abundance of nature's offerings. Help us to be people who respect Your world and the gift that it is. Remind us that some of our natural resources are, indeed, finite and that we need to be good stewards of all that You have

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given us. As we return home this afternoon, grant us the grace of simplicity to admire the hue of the grass, the colors of the trees...the smell of the blossoms. Let our trip be one of thanksgiving and respect for Your gift of the earth and ultimately, for Thee. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Coates for today. Representative Gibson is excused for a portion of the Session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 624, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ROUGEMONT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 650, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO LOITER IN THE CITY OF ROANOKE RAPIDS FOR THE PURPOSE OF VIOLATING THE CONTROLLED SUBSTANCE LAWS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 315, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DISTRICT ATTORNEY AND DEFENSE ATTORNEY TO DISCLOSE TO THE COURT THAT A PLEA BARGAIN ARRANGEMENT WAS REJECTED BY A JUDGE AT AN EARLIER TIME IF THE PLEA IS

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SUBSEQUENTLY PRESENTED TO ANOTHER JUDGE FOR CONSIDERATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 80 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONTINUALLY APPLY THE SPECIAL RULES FOLLOWING A FEDERAL DECENNIAL CENSUS TO MUNICIPAL REDISTRICTING AFTER THAT CENSUS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 6.

H.B. 620, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 6.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 9, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE ADDITIONAL TECHNOLOGY ASSOCIATED WITH A MOBILE PHONE WHILE OPERATING A VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 581, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE FOR THE COMMISSIONERS IN A PARTITION ACTION TO REPORT BACK TO THE COURT ON THEIR PROPOSED DIVISION OF THE LAND, AND TO EXTEND THE DEADLINE FOR RESPONDING TO A SUMMONS IN A PARTITION ACTION FROM TEN DAYS TO THIRTY DAYS, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

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The bill is re-referred to the Committee on Judiciary I.

H.B. 676, A BILL TO BE ENTITLED AN ACT TO INSTITUTE TRADITIONAL JURISDICTIONAL BOUNDARIES FOR LAW ENFORCEMENT AGENCIES IN IREDELL COUNTY, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 215, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CATAWBA COUNTY TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 6. The original bill is placed on the Unfavorable Calendar.

H.B. 541, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENSBORO TO INCREASE ITS MOTOR VEHICLE TAX BY UP TO AN ADDITIONAL SIX DOLLARS PER YEAR, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 6. The original bill is placed on the Unfavorable Calendar.

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

H.B. 576, A BILL TO BE ENTITLED AN ACT TO EMPOWER AUTHORIZED REPRESENTATIVES OF LOCAL MANAGEMENT ENTITIES TO INSPECT LICENSED FACILITIES THAT PROVIDE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

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The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

H.J.R. 224, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THEODORE JAMES "TED" KINNEY, FORMER MEMBER OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (119-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.B. 65 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REENACT AND CLARIFY THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE.

Representative Tolson offers Amendment No. 1 which is adopted by electronic vote (118-0).

The bill, as amended, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

Representative Tillis requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 435, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE LEE COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF LEE COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 502, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ASHEVILLE TO DISPOSE OF PROPERTY AND LIMIT USE OF THE PROPERTY AFTER DISPOSITION, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 622, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FOR THE TOWN OF LOUISBURG FROM THE COMPETITIVE BIDDING REQUIREMENTS FOR THE LOUISBURG ECONOMIC DEVELOPMENT PROJECT, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 664, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REGISTER OF DEEDS OF AVERY COUNTY TO REFUSE RECORDATION OF A DEED FOR PROPERTY SUBJECT TO DELINQUENT MUNICIPAL PROPERTY TAXES FOR THE VILLAGE OF SUGAR MOUNTAIN, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 2 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT.

Representative Parmon offers Amendment No. 5 which is adopted by electronic vote (97-21).

Representative Moore offers Amendment No. 6 which fails of adoption by electronic vote (39-78).

The bill, as amended, passes its third reading, by electronic vote (72-45), and is ordered engrossed and sent to the Senate.

H.B. 402 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF AN ELECTED OFFICIAL RECOMMENDATION FOR NOTARY PUBLIC APPLICANTS IN COUNTIES WITH MORE THAN FOURTEEN THOUSAND NOTARIES PUBLIC, passes its second reading, by electronic vote (113-3), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 463 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDEFINE THE TERM "ANTIQUÉ FIREARM" WITH REGARD TO THE LAW THAT REGULATES THE TRANSFER OF HANDGUNS AND WITH REGARD TO THE FELONY FIREARMS ACT.

On motion of Representative Goforth and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 8.

H.B. 683, A BILL TO BE ENTITLED AN ACT ESTABLISHING NORTH CAROLINA HOT SAUCE DAY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

Representative Hurley requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 696, A BILL TO BE ENTITLED AN ACT ESTABLISHING MOTORCYCLE AWARENESS MONTH, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 440, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF AUTOMATED CAMERA OR VIDEO RECORDING SYSTEMS TO DETECT AND PROSECUTE INDIVIDUALS WHO PASS STOPPED SCHOOL BUSES, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 6. The original bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

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H.B. 385, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GRAHAM COUNTY BOARD OF EDUCATION, DOING BUSINESS AS GRAHAM COUNTY PUBLIC SCHOOLS, TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE STECOAH VALLEY CENTER DURING PERIODIC FIELD TRIPS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Brubaker (By Request) and Hurley:

H.B. 962, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TEMPORARY SUSPENSION OF ROTATION OF SUPERIOR COURT JUDGES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary II.

By Representative Hughes:

H.B. 963, A BILL TO BE ENTITLED AN ACT AUTHORIZING NEW HANOVER COUNTY TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Dockham and Braxton (Primary Sponsors):

H.B. 964, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISCRETIONARY POWERS OF THE INSURANCE GUARANTY ASSOCIATION TO ALLOW IT TO CONTRACT AS A SERVICING FACILITY FOR OTHER ENTITIES AND CONFORM THE ASSOCIATION'S STATUTORY IMMUNITY, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representative Hughes:

H.B. 965, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILMINGTON TO EXERCISE EXTRATERRITORIAL PLANNING

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AND ZONING WITHIN NEW HANOVER COUNTY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Hughes and E. Floyd:

H.B. 966, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILMINGTON TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN SUBSTANDARD RESIDENTIAL PROPERTY TO PROVIDE HOUSING FOR LOW- AND MODERATE-INCOME PERSONS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary II.

By Representatives Hughes and E. Floyd:

H.B. 967, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF WILMINGTON TO USE RED LIGHT CAMERAS FOR SAFETY, FOR SCHOOLS, BUT NOT FOR PROFIT, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Hughes and E. Floyd:

H.B. 968, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF BURGAW TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representative Crawford:

H.B. 969, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROHIBITING THE DISCHARGE OF FIREARMS ON REGISTERED LAND IN GRANVILLE COUNTY BY ALLOWING THE TRACTS OF REGISTERED LAND TO BE RECORDED IN THE GEOGRAPHIC INFORMATION SYSTEM, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary II.

By Representative Crawford (By Request):

H.B. 970, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN GRANVILLE COUNTY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Wildlife Resources.

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By Representatives Lucas and Bryant (Primary Sponsors); M. Alexander, Earle, Faison, Glazier, Hughes, Rapp, and Wainwright:

H.B. 971, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ALTERNATIVE SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representative Tarleton:

H.B. 972, A BILL TO BE ENTITLED AN ACT TO GRANT THE RIGHT TO CONSTRUCT AND MAINTAIN A WATER INTAKE SYSTEM IN THE TOWN OF BOONE, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Braxton and Wainwright:

H.B. 973, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF GOLF CARTS IN THE COMMUNITY OF DEEP RUN, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Harrison and Martin (Primary Sponsors); Lucas and Rapp:

H.B. 974, A BILL TO BE ENTITLED AN ACT TO ADD POLITICAL ROBO CALLS TO THE "DO NOT CALL" REGISTRY, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representative Harrison:

H.B. 975, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR THEFT OF POLITICAL SIGNS IN GUILFORD COUNTY, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Gibson, Luebke, Wainwright, and Weiss (Primary Sponsors); M. Alexander, Brubaker, Carney, Faison, Glazier, Harrison, Hill, Hughes, Insko, Lucas, McComas, McGee, Rapp, and Wray:

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H.B. 976, A BILL TO BE ENTITLED AN ACT TO URGE THE 111TH CONGRESS TO GRANT STATES THE ABILITY TO REQUIRE COLLECTION OF SALES AND USE TAX BY REMOTE RETAILERS AND TO UPDATE THE REFERENCE TO THE STREAMLINED SALES AND USE TAX AGREEMENT, is referred to the Committee on Federal Relations and Indian Affairs and, if favorable, to the Committee on Finance.

By Representatives Gibson and McComas (Primary Sponsors); Faison, Hughes, Neumann, Tarleton, and Wray:

H.B. 977, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CREDIT FOR QUALIFYING EXPENSES OF A PRODUCTION COMPANY, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Gibson, Burr, Faison, Lucas, Spear, Tarleton, and Wray:

H.B. 978, A BILL TO BE ENTITLED AN ACT TO RESTORE THE FORMER APPOINTMENT PROCESS OF THE NORTH CAROLINA AUCTIONEERS COMMISSION WHEREBY AT LEAST THREE MEMBERS ARE REQUIRED TO BE APPOINTED TO THE COMMISSION PURSUANT TO NOMINATIONS SUBMITTED BY THE AUCTIONEERS ASSOCIATION OF NORTH CAROLINA AND TO MAKE OTHER CLARIFYING CHANGES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Gibson and Tillis (Primary Sponsors):

H.B. 979, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS UNDER THE NORTH CAROLINA HOME INSPECTOR LICENSURE ACT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Gibson and Faison:

H.B. 980, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STUDENT PROTECTION FUND FOR PROPRIETARY SCHOOL STUDENTS, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representative Gibson:

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H.B. 981, A BILL TO BE ENTITLED AN ACT TO PROVIDE GEOGRAPHIC PARITY IN REPRESENTATION ON THE UNION COUNTY BOARD OF COMMISSIONERS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Gibson and Allen (Primary Sponsors); Faison, Lucas, and Samuelson:

H.B. 982, A BILL TO BE ENTITLED AN ACT AUTHORIZING LESSORS OF CONTIGUOUS PREMISES TO ALLOCATE THE COST FOR WATER AND SEWER SERVICE TO EACH TENANT USING EQUIPMENT THAT MEASURES HOT WATER USAGE, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Public Utilities.

By Representatives E. Warren, Tolson, Brubaker, and Hurley (Primary Sponsors); Dockham, E. Floyd, Neumann, Tarleton, and Wainwright:

H.B. 983, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR IMPROVEMENTS AT THE NORTH CAROLINA ZOOLOGICAL PARK, is referred to the Committee on Appropriations.

By Representatives Allen, Bryant, and Wray (Primary Sponsors):

H.B. 984, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ROANOKE RAPIDS TO LEVY AN ENTERTAINMENT TAX ON EVENTS IN THE CITY OF ROANOKE RAPIDS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Adams and Jones (Primary Sponsors); Hughes and Jeffus:

H.B. 985, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GREENSBORO SYMPHONY'S EDUCATION AND OUTREACH PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Coates and Steen (Primary Sponsors):

H.B. 986, A BILL TO BE ENTITLED AN ACT AMENDING THE DESCRIPTION OF A RIGHT-OF-WAY THAT THE TOWN OF SPENCER WAS PREVIOUSLY AUTHORIZED TO ANNEX BY ORDINANCE, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

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By Representatives Rapp, Coates, and Goodwin (Primary Sponsors); Faison, Gulley, Hughes, and Lucas:

H.B. 987, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY PERSON EMPLOYED BY A COMMON CARRIER WHO IS OPERATING A VEHICLE USED TO TRANSPORT RAIL WORKERS TO OR FROM WORK LOCATIONS, RAIL YARDS, OR A TEMPORARY RESIDENCE TO HAVE A COMMERCIAL DRIVERS LICENSE FOR THE CLASS OF VEHICLE BEING OPERATED, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Lucas, E. Floyd, Dickson, and Glazier (Primary Sponsors); Hughes and Pierce:

H.B. 988, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENHANCE FAYETTEVILLE STATE UNIVERSITY'S ABILITY TO ASSIST BRAC PERSONNEL, REDEPLOYING SOLDIERS, AND MILITARY PERSONNEL IN GENERAL, is referred to the Committee on Appropriations.

By Representatives Bordsen and Love (Primary Sponsors); Faison and Lucas:

H.B. 989, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF CORRECTION TO PROVIDE MEDICAL LIABILITY INSURANCE FOR ITS EMPLOYEES AND CONTRACTUAL SERVICE PROVIDERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representative Owens:

H.R. 990, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2009 REGULAR SESSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goodwin and Burr (Primary Sponsors):

H.B. 991, A BILL TO BE ENTITLED AN ACT RELATING TO THE AUTHORITY OF MONTGOMERY COUNTY TO COLLECT MONEY OWED TO THE COUNTY FOR WATER SYSTEM FEES, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

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By Representatives Steen and Coates (Primary Sponsors):

H.B. 992, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF LANDIS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Steen and Coates (Primary Sponsors):

H.B. 993, A BILL TO BE ENTITLED AN ACT AMENDING THE EFFECTIVE DATE OF THE ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF LANDIS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Farmer-Butterfield and Tolson (Primary Sponsors):

H.B. 994, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DEVELOP A PUBLIC HOUSING ADULT CARE HOME DEMONSTRATION PROJECT ALLOWING AN ADULT CARE HOME TO OPERATE IN ASSOCIATION WITH A PUBLIC HOUSING AUTHORITY AND TO EXEMPT AN ADULT CARE HOME OPERATING UNDER THE PROJECT FROM THE CERTIFICATE OF NEED REQUIREMENT, is referred to the Committee on Aging and, if favorable, to the Committee on Judiciary I.

By Representatives Farmer-Butterfield and Tolson (Primary Sponsors):

H.B. 995, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE CAREER CENTERS IN MIDDLE AND HIGH SCHOOLS IN WILSON COUNTY, is referred to the Committee on Appropriations.

By Representatives Farmer-Butterfield and Tolson (Primary Sponsors); and Hughes:

H.B. 996, A BILL TO BE ENTITLED AN ACT TO REPEAL A REQUIREMENT THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES STUDY THE FEASIBILITY OF OPERATING A LICENSED ADULT CARE HOME IN A PUBLIC HOUSING FACILITY, is referred to the Committee on Aging.

By Representatives Gulley and Cotham (Primary Sponsors):

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H.B. 997, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MATTHEWS TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representative McComas:

H.B. 998, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY MUNICIPALITY ANNEXING TERRITORY IN NEW HANOVER COUNTY TO HOLD NEW HANOVER COUNTY HARMLESS WITH RESPECT TO SALES TAX REVENUE, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representative Stevens:

H.B. 999, A BILL TO BE ENTITLED AN ACT TO NAME THAT PORTION OF N.C. HIGHWAY 103 FROM THE MOUNT AIRY CITY LIMITS TO THE VIRGINIA STATE LINE AFTER DONNA FARGO, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representative Stevens:

H.B. 1000, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE COUNTIES OF ALLEGHANY AND SURRY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representative Burr:

H.B. 1001, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIRED SCHOOL OPENING AND CLOSING DATES IN THREE LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Education.

By Representatives Farmer-Butterfield, Earle, England, and Brisson (Primary Sponsors); Barnhart, Faison, Harrison, Insko, Justus, Lucas, Neumann, Pierce, and Rapp:

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONTROLLED SUBSTANCES REPORTING ACT TO MAKE CHANGES

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PERTAINING TO CONFIDENTIALITY OF PRESCRIPTION INFORMATION, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

By Representatives Farmer-Butterfield, Earle, England, and Insko (Primary Sponsors); Barnhart, Brisson, Faison, Hughes, Justice, Justus, Lucas, Neumann, Pierce, and Rapp:

H.B. 1003, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING STATUTORY CHANGES PERTAINING TO THE COMMUNICABLE DISEASE LAWS AND BIRTH REGISTRATION, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Carney and Cole (Primary Sponsors); Faison, Hughes, Lucas, and Wray:

H.B. 1004, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTNER WITH PRIVATE DEVELOPERS ON TRANSPORTATION IMPROVEMENT PROJECTS AND PROVIDE FUNDING DIRECTLY TO THE PRIVATE DEVELOPER, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Carney and Cole (Primary Sponsors); Faison, Harrison, Hughes, Lucas, Rapp, and Wray:

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN FUNDING FIXED RAIL PROJECTS THAT DO NOT INCLUDE FEDERAL FUNDS, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives McLawhorn, Womble, Farmer-Butterfield, and E. Warren (Primary Sponsors); Lucas, Tarleton, and Wainwright:

H.B. 1006, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE HEALTH AND SAFETY OF SECONDARY SCHOOL STUDENTS BY REQUIRING THAT ALL PUBLIC HIGH SCHOOLS EMPLOY A LICENSED ATHLETIC TRAINER AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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By Representative Love (By Request):

H.B. 1007, A BILL TO BE ENTITLED AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representative England:

H.B. 1008, A BILL TO BE ENTITLED AN ACT TO ALLOW RUTHERFORD COUNTY TO REGULATE GOLF CARTS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Bell, Faison, Hughes, and Wray:

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO END DEPARTMENT OF ADMINISTRATION SUPERVISION OF EMPLOYEES OF COUNTIES, CITIES, AND TOWNS THAT ARE ENGAGED IN VETERANS SERVICE, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

By Representative Jones:

H.B. 1010, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO REGARDING APPOINTMENT OF THE CITY ATTORNEY, is referred to the Committee on Local Government I.

By Representative Blue:

H.B. 1011, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ASSESSMENTS BY THE CITY OF RALEIGH TO OWNERS OF STORMWATER FACILITIES, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Finance.

By Representatives Owens and Weiss (Primary Sponsors); Adams, Cole, Gillespie, Holliman, Hughes, Lucas, Luebke, Pierce, Tarleton, Tolson, Wainwright, and Wray:

H.B. 1012, A BILL TO BE ENTITLED AN ACT TO REALLOCATE NORTH CAROLINA'S ECONOMIC INCENTIVES PORTFOLIO TO MAKE IT MORE EFFECTIVE, TARGETED, AND MEASURABLE BY

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ELIMINATING INEFFECTIVE TAX CREDITS, REDUCING THE CORPORATE INCOME TAX RATE, TARGETING DISTRESSED AREAS AND STRATEGIC INDUSTRIES, AND PROVIDING ONGOING LEGISLATIVE ASSESSMENT OF THE STATE'S ECONOMIC INCENTIVES PORTFOLIO, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Cleveland and Hilton (Primary Sponsors); Blackwood, Brown, Dollar, Gulley, McElraft, McGee, and Samuelson:

H.B. 1013, A BILL TO BE ENTITLED AN ACT TO PERMIT HOME SCHOOLED STUDENTS TO PARTICIPATE IN INTERSCHOLASTIC ATHLETICS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Folwell, Holliman, Wainwright, and Burris-Floyd (Primary Sponsors); Dockham, Gillespie, Glazier, Harrison, Hughes, Hurley, Jackson, Lucas, Neumann, Pierce, Samuelson, Tarleton, and Wray:

H.B. 1014, A BILL TO BE ENTITLED AN ACT ESTABLISHING ORGAN DONATION AWARENESS MONTH, is referred to the Committee on State Government/State Personnel.

By Representatives Fisher, Goforth, and Whilden (Primary Sponsors); and Harrison:

H.B. 1015, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO DESIGNATE AN AREA WITHIN THE CITY WITHIN WHICH DESIGNATED AREA CITY OFFICIALS AND FREE AND WILLING PROPERTY OWNERS MAY ENTER INTO CONTRACTUAL ASSESSMENTS TO FINANCE THE INSTALLATION OF DISTRIBUTED GENERATION RENEWABLE ENERGY SOURCES OR ENERGY EFFICIENCY IMPROVEMENTS THAT ARE PERMANENTLY AFFIXED TO REAL PROPERTY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Fisher, Goforth, and Whilden (Primary Sponsors):

H.B. 1016, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE BENT CREEK INSTITUTE AT THE NORTH CAROLINA ARBORETUM, is referred to the Committee on Appropriations.

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By Representatives Fisher, Faison, Harrison, and Earle (Primary Sponsors); K. Alexander, Allred, Carney, Cotham, Crawford, Goforth, Haire, Jeffus, Luebke, and Ross:

H.B. 1017, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SMALL BREWERY BREWING LIMIT FROM TWENTY-FIVE THOUSAND GALLONS TO SIXTY THOUSAND GALLONS BEFORE THE BREWERY MUST USE A WHOLESALE DISTRIBUTOR TO DISTRIBUTE ITS PRODUCTS, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative Allred:

H.B. 1018, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALAMANCE COUNTY TO USE THE APPRAISED VALUE OF REAL PROPERTY DETERMINED IN THE GENERAL REAPPRAISAL CONDUCTED IMMEDIATELY PRECEDING THE MOST RECENTLY CONDUCTED GENERAL REAPPRAISAL, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representative Allred:

H.B. 1019, A BILL TO BE ENTITLED AN ACT TO MAKE A LOCAL MODIFICATION FOR ALAMANCE COUNTY AND MUNICIPALITIES WITHIN ALAMANCE COUNTY TO PROVIDE THAT CARNIVALS OR SIMILAR AMUSEMENTS ARE REQUIRED TO APPLY TO THE SHERIFF OF THE COUNTY FOR A PERMIT AND TO FURTHER PROVIDE THAT THE SHERIFF MAY ISSUE SUCH A PERMIT UNLESS THE CARNIVAL OR AMUSEMENT IS SCHEDULED FOR LESS THAN NINETY DAYS PRIOR TO A REGULARLY ADVERTISED NONPROFIT AGRICULTURAL FAIR, is referred to the Committee on Local Government I and, if favorable, to the Committee on Agriculture.

By Representatives Earle and Adams (Primary Sponsors); M. Alexander, Burris-Floyd, Faison, Glazier, Harrison, Lucas, Mobley, Stewart, Tarleton, Wainwright, and Wray:

H.B. 1020, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO ASSIST CANCER PATIENTS WITH THE MANAGEMENT OF THE DISEASE, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

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By Representatives Tucker, Hall, Cleveland, and Stam (Primary Sponsors); and Lucas:

H.B. 1021, A BILL TO BE ENTITLED AN ACT TO REQUEST THE DEPARTMENT OF TRANSPORTATION TO DESIGNATE THOSE PORTIONS OF U.S. HIGHWAY 17 AND CONNECTING ROADWAYS AS A SCENIC BYWAY TO BE KNOWN AS THE U.S. MARINE CORPS PARKWAY: HOME OF THE CAROLINA MARINES SINCE 1941, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Goforth, Folwell, Hill, and Rhyne (Primary Sponsors); Hurley, Owens, and Rapp:

H.B. 1022, A BILL TO BE ENTITLED AN ACT RELATING TO THE DURATION OF THE COMPENSATION FOR TOTAL DISABILITY UNDER THE WORKERS' COMPENSATION ACT, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representative Goforth:

H.B. 1023, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA PROFESSIONAL EMPLOYER ORGANIZATION ACT CONCERNING BONDING PROVISIONS AND MAINTENANCE OF EMPLOYEE BENEFITS, is referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

By Representatives Folwell, Harrison, Hurley, and Burr (Primary Sponsors); Avila, Blackwell, Brown, Burris-Floyd, Cleveland, Gillespie, Guice, Gully, Hilton, Jones, Killian, Langdon, Martin, McCormick, McElraft, Mills, Randleman, Sager, Setzer, Stevens, West, and Wiley:

H.B. 1024, A BILL TO BE ENTITLED AN ACT TO PROHIBIT ANY STATE LOTTERY ADVERTISING OR SPONSORSHIP RELATED TO HIGH SCHOOL SPORTS OR HIGH SCHOOL SPORTING EVENTS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Mackey, K. Alexander, and Earle:

H.B. 1025, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE COMMISSIONERS OF THE MECKLENBURG COUNTY HOSPITAL AUTHORITY BE APPOINTED BY THE MECKLENBURG COUNTY COMMISSIONERS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Health.

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RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 536** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE TASK FORCE ON SPORTS INJURIES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Appropriations.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 556**, A BILL TO BE ENTITLED AN ACT TO ENACT THE TREASURER'S GOVERNANCE AND TRANSPARENCY ACT OF 2009, is withdrawn from the Committee on Finance and re-referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 756**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE EQUINE INDUSTRY COMMISSION AND TO APPROPRIATE FUNDS TO SUPPORT THE WORK AND STAFFING OF THE EQUINE INDUSTRY COMMISSION, is withdrawn from the Committee on Finance and re-referred to the Committee on Appropriations.

On motion of Representative Owens, the serial referral for **H.B. 666**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DWI TREATMENT COURTS ARE A TYPE OF DRUG TREATMENT COURT UNDER THE DRUG TREATMENT COURT ACT, is changed from the Committee on Judiciary III to the Committee on Judiciary I.

On motion of Representative Owens, seconded by Representative Folwell, the House adjourns at 2:50 p.m. to reconvene Monday, April 6, 2009, at 7:00 p.m.

THIRTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 6, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

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"Merciful God:

"Life is a precious gift. It is easy to move about our lives and forget just how fragile we are and how precious life is. We especially wish to thank Thee for the quick and effective response by our brothers here extended to our sister, Becky Carney, last Thursday afternoon. Her fragile life hung by a precarious thread and by their efforts and Your infinite grace, You breathed life into her again. No matter what side of the aisle we may sit, or what legislation is in front of us, may we be forever mindful of the fragility and preciousness of Your gift of life to us. We stand forever grateful to Thee for breathing into us the breath we breathe and infusing our souls with Thy eternal Presence. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Blue, Carney, Coates, and Rhyne for today.

ENROLLED BILLS

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 53, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOHN WALTER BROWN, FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES. (RESOLUTION 2009-7)

H.J.R. 233, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WAKE FOREST WHILE CELEBRATING THE TOWN'S ONE HUNDREDTH ANNIVERSARY. (RESOLUTION 2009-8)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

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H.B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO REVIEW THE ACTIVITIES OF OCCUPATIONAL LICENSING BOARDS, TO REQUIRE THAT CERTAIN LICENSING BOARDS BE AUDITED ANNUALLY, TO SPECIFY A DATE FOR FILING OF REPORTS, TO ESTABLISH SANCTIONS FOR FAILURE TO FILE REPORTS, AND TO REQUIRE THAT BOARD MEMBERS RECEIVE TRAINING, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 7. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 533, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF HICKORY AND CONOVER TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 312, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE AND TO MAKE CONFORMING CHANGES TO RELATED PROVISIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 557, A BILL TO BE ENTITLED AN ACT TO ENACT THE FUTURE VOLUNTEER FIREFIGHTERS & RESCUE SQUAD MEMBERS ACT OF NORTH CAROLINA, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

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Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 7. The original bill is placed on the Unfavorable Calendar.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

S.B. 287 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Sutton, Yongue, and Pierce (Primary Sponsors); and Insko:

H.B. 1026, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CORRECTION FOR EXPANSION OF MALE CHEMICAL DEPENDENCY TREATMENT BEDS, is referred to the Committee on Appropriations.

By Representatives Brubaker and Lucas:

H.B. 1027, A BILL TO BE ENTITLED AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES FOR PREPAID WIRELESS TELEPHONE SERVICE, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Sutton and Pierce:

H.B. 1028, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AMERICAN INDIAN MOTHERS, INC., FOR THE ESTABLISHMENT OF THREE SISTERS' FARM, CANNERY, AND CO-OP, is referred to the Committee on Appropriations.

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By Representatives Folwell, Glazier, Wiley, and Parmon (Primary Sponsors); Fisher and Lucas:

H.B. 1029, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE IMPACT OF STUDENT MOBILITY ON ACADEMIC PERFORMANCE, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Howard and Allred (Primary Sponsors); Dockham and Starnes:

H.B. 1030, A BILL TO BE ENTITLED AN ACT TO EXEMPT PLUMBING CONTRACTORS FROM WELL CONTRACTOR CERTIFICATION REQUIREMENTS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Folwell, Carney, Goforth, and Dollar (Primary Sponsors); Faison and Lucas:

H.B. 1031, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC SCHOOLS TO USE THE SAME BUILDING STANDARDS FOR PRE-KINDERGARTEN CLASSROOMS AS FOR KINDERGARTEN CLASSROOMS, is referred to the Committee on Education and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Jeffus, Lucas, Bell, and Rapp (Primary Sponsors); Cotham, England, Fisher, Glazier, Harrison, Johnson, McLawhorn, Parmon, Pierce, Tolson, Wainwright, E. Warren, Wiley, and Yongue:

H.B. 1032, A BILL TO BE ENTITLED AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives Cole, Goforth, and Brubaker (Primary Sponsors); Cotham, Faison, Fisher, Insko, Lucas, Parmon, Womble, and Wray:

H.B. 1033, A BILL TO BE ENTITLED AN ACT TO PROVIDE PAYROLL DEDUCTIONS FOR CERTAIN EMPLOYEE ASSOCIATIONS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary II.

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By Representatives Glazier, Barnhart, and England (Primary Sponsors); Faison, Fisher, Harrison, Insko, Lucas, Pierce, and Wray:

H.B. 1034, A BILL TO BE ENTITLED AN ACT TO ALLOW AUTOMATIC DIALING AND RECORDED MESSAGE PLAYERS TO BE USED TO MAKE UNSOLICITED TELEPHONE CALLS TO PROTECT THE PUBLIC HEALTH, SAFETY, OR WELFARE, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Judiciary II.

By Representatives Glazier, Goforth, McLawhorn, and Yongue (Primary Sponsors); Harrison, Insko, Lucas, and Parmon:

H.B. 1035, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERFORMANCE AND PAYMENT BONDING REQUIREMENT FOR CONSTRUCTION PROJECT CONTRACTS AWARDED BY THE UNIVERSITY OF NORTH CAROLINA THAT EXCEED FIVE HUNDRED THOUSAND DOLLARS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Cotham, Wiley, and Lucas (Primary Sponsors); Faison, Fisher, E. Floyd, Harrison, Insko, Parmon, and Rapp:

H.B. 1036, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO LIMIT THE NUMBER OF GRADE LEVELS IN HIGH SCHOOL SELF-CONTAINED SPECIAL EDUCATION CLASSROOMS, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Education.

By Representatives Glazier, Ross, Blue, and Harrison (Primary Sponsors); E. Floyd, Jackson, Lucas, Mackey, and Parmon:

H.B. 1037, A BILL TO BE ENTITLED AN ACT TO PERMIT CAPITAL APPELLATE AND POSTCONVICTION COUNSEL REASONABLE ACCESS TO THEIR CLIENTS FOLLOWING DECISIONS BY THE COURTS WITH RESPECT TO THEIR CLIENTS' SENTENCES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Glazier, Parmon, McLawhorn, and Yongue (Primary Sponsors); Cotham, Faison, Fisher, Gillespie, Harrison, Lucas, Rapp, Spear, Tarleton, and Womble:

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H.B. 1038, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A JOBS COMMISSION, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Glazier and Ross (Primary Sponsors); E. Floyd, Harrison, and Lucas:

H.B. 1039, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO REVISE THE "TRANSCRIPT OF PLEA" FORM PROVIDED TO A DEFENDANT WHO ENTERS A PLEA OF GUILTY OR NO CONTEST TO MORE CLEARLY ADDRESS THE RIGHT OF APPEAL LIMITATIONS AND SHORTER BIOLOGICAL EVIDENCE PRESERVATION TIME FRAME THAT MAY APPLY AS A RESULT OF THE PLEA, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representative Dockham:

H.B. 1040, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A VIATICAL SETTLEMENT CONTRACT TO INCLUDE AN EXCEPTION FOR CERTAIN ACCREDITED INVESTORS, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary I.

By Representative Dockham:

H.B. 1041, A BILL TO BE ENTITLED AN ACT TO REQUIRE MEMBERS OF SANITARY DISTRICTS ESTABLISHED UNDER PART 2 OF ARTICLE 2 OF CHAPTER 130A OF THE GENERAL STATUTES TO FILE A STATEMENT OF ECONOMIC INTEREST, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Ethics.

By Representatives McComas and Justice (Primary Sponsors); and Hughes:

H.B. 1042, A BILL TO BE ENTITLED AN ACT TO PREVENT THE CLOSURE OF THE WILMINGTON RESIDENTIAL FACILITY FOR WOMEN, is referred to the Committee on Appropriations.

By Representatives McComas and Justice (Primary Sponsors); and Folwell:

H.B. 1043, A BILL TO BE ENTITLED AN ACT TO INCREASE THE TIME IN WHICH TO CHALLENGE AN ANNEXATION AND THE

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TIME TO SEEK TAX ABATEMENT FOR FAILURE TO PROVIDE POLICE, FIRE, SOLID WASTE, OR STREET MAINTENANCE SERVICES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Samuelson, Current, Hurley, and Killian (Primary Sponsors); Allred, Avila, Barnhart, Blackwell, Blackwood, Blust, Brown, Burr, Burris-Floyd, Cleveland, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Guice, Gulley, Hilton, Holloway, Howard, Johnson, Justice, Justus, Langdon, Lewis, McComas, McCormick, McElraft, McGee, Mills, Moore, Randleman, Rhyne, Sager, Setzer, Stam, Starnes, Steen, Stevens, Stiller, Tillis, West, and Wiley:

H.B. 1044, A BILL TO BE ENTITLED AN ACT TO REQUIRE A TWENTY-FOUR HOUR WAITING PERIOD AND THE INFORMED CONSENT OF A PREGNANT WOMAN BEFORE AN ABORTION MAY BE PERFORMED, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Health.

By Representatives Tolson, Faison, and Parmon:

H.B. 1045, A BILL TO BE ENTITLED AN ACT TO MODIFY THE BOND REQUIREMENTS FOR PROPRIETARY SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

By Representatives M. Alexander, Cotham, Faison, Glazier, and Parmon:

H.B. 1046, A BILL TO BE ENTITLED AN ACT TO ADOPT RULES APPLICABLE TO THOSE CHILD CARE FACILITIES THAT ARE CERTIFIED AS MEETING DEVELOPMENTAL DAY PROGRAM STANDARDS, is referred to the Committee on Judiciary I and, if favorable, to the Committee on State Government/State Personnel.

By Representatives M. Alexander, Faison, Fisher, Parmon, and Samuelson:

H.B. 1047, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO TEACH DEVELOPMENTAL COURSES AND COLLEGE SUCCESS SKILLS COURSES AT ANY TIME DURING THE YEAR, INCLUDING THE SUMMER TERM AND TO EARN BUDGET FTE FOR THE COURSES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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By Representatives Faison, Ross, Stam, and Moore (Primary Sponsors); Glazier, Harrison, and Parmon:

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO EXEMPT REFERENCES TO UNOPPOSED CANDIDATES AND OTHER COMMERCIAL COMMUNICATIONS FROM THE ELECTIONEERING COMMUNICATION LAWS AND CANDIDATE-SPECIFIC COMMUNICATION LAWS; AND TO MAKE TECHNICAL CHANGES TO THE LAWS CONCERNING ELECTIONEERING COMMUNICATIONS AND CANDIDATE-SPECIFIC COMMUNICATIONS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Luebke, Bryant, M. Alexander, and Womble (Primary Sponsors); Bell, Cotham, Fisher, Hall, Harrell, Harrison, Insko, Lucas, Mackey, Parmon, Ross, and Weiss:

H.B. 1049, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE PERSONNEL ACT TO INCLUDE SEXUAL ORIENTATION AND GENDER IDENTITY OR EXPRESSION TO THE LIST OF CLASSIFICATIONS COVERED BY THE STATE'S EQUAL EMPLOYMENT OPPORTUNITY LAW AND REQUIRING LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES FOR NONDISCRIMINATION IN EMPLOYMENT INCLUDING SEXUAL ORIENTATION AND GENDER IDENTITY OR EXPRESSION AMONG THE COVERED CLASSIFICATIONS, is referred to the Committee on Education and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Blue, Tolson, Glazier, and Harrison (Primary Sponsors); K. Alexander, Bryant, Cotham, Faison, Fisher, Hall, Harrell, Insko, Lucas, Luebke, Martin, Pierce, Rapp, Ross, Starnes, Tarleton, and Weiss:

H.B. 1050, A BILL TO BE ENTITLED AN ACT TO CREATE NC SAVES ENERGY AS AN INDEPENDENT ENERGY EFFICIENCY ADMINISTRATOR FOR THE STATE TO ADMINISTER ENERGY EFFICIENCY AND ENERGY CONSERVATION PROGRAMS AND PROGRAMS TO PROMOTE THE SUSTAINABLE USE OF ENERGY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Blue, Bell, Cotham, Faison, Fisher, E. Floyd, Harrison, Insko, Jones, Lucas, Luebke, Mackey, Parmon, Ross, Weiss, and Womble:

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H.B. 1051, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE PURCHASER OF FORECLOSED PROPERTY SHALL NOT DISPOSSESS OR EVICT A TENANT WHO RECEIVES SECTION 8 ASSISTANCE PRIOR TO THE EXPIRATION OF THE TENANT'S LEASE, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Blue and Harrison (Primary Sponsors); Glazier, Insko, Jones, Lucas, Luebke, Parmon, Weiss, and Womble:

H.B. 1052, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN PESTICIDE LAW FOR THE PROTECTION OF WORKERS, is referred to the Committee on Agriculture and, if favorable, to the Committee on Judiciary II.

By Representatives Blue, Faison, E. Floyd, Harrison, Insko, Lucas, Luebke, Parmon, Ross, Weiss, and Womble:

H.B. 1053, A BILL TO BE ENTITLED AN ACT REQUIRING LANDLORDS TO IMPROVE THE HABITABILITY OF DWELLING UNITS BY REPAIRING CERTAIN UNSAFE CONDITIONS, STAYING THE EXECUTION OF A JUDGMENT FOR SUMMARY EJECTMENT WHILE A MOTION FOR MODIFICATION OF THE UNDERTAKING IS PENDING, ESTABLISHING FEES FOR ADMINISTRATIVE SERVICES IN RESIDENTIAL TENANCIES, AND ESTABLISHING THE CIRCUMSTANCES UNDER WHICH A CITY MAY ORDER A DWELLING TO BE VACATED AND CLOSED, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Blue, Bell, Faison, E. Floyd, Glazier, Harrison, Lucas, Parmon, and Womble:

H.B. 1054, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO MAKE SCHOOLS SAFER, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

By Representatives Wilkins, Tillis, and England (Primary Sponsors); Lucas and Stewart:

H.B. 1055, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MINIMUM FEE FOR COPYING AND SEARCHING MEDICAL RECORDS, is referred to the Committee on Health and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

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By Representatives Blue, Faison, E. Floyd, Glazier, Harrison, Insko, Lucas, Mackey, Parmon, and Weiss:

H.B. 1056, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CIVIL LIABILITY OF DEBT COLLECTORS WHO VIOLATE THE PROVISIONS OF ARTICLE 2 OF CHAPTER 75 OF THE GENERAL STATUTES, RELATING TO PROHIBITED ACTS BY DEBT COLLECTORS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Blue, Harrison, Hughes, Lucas, Mackey, Parmon, and Weiss:

H.B. 1057, A BILL TO BE ENTITLED AN ACT TO ABOLISH DEFICIENCY JUDGMENTS WHERE THE MORTGAGE IS SECURED BY PRIMARY RESIDENCE, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Blue and Weiss (Primary Sponsors); Glazier, Hall, Harrison, Insko, Lucas, Luebke, Mackey, Parmon, Starnes, and Womble:

H.B. 1058, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATUTORY HOMESTEAD EXEMPTION, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Blue and Harrison (Primary Sponsors); Bell, Faison, E. Floyd, Glazier, Insko, Lucas, Luebke, Mackey, Parmon, Starnes, Weiss, and Womble:

H.B. 1059, A BILL TO BE ENTITLED AN ACT TO ENACT CONSUMER PROTECTIONS AGAINST ABUSIVE DEBT BUYERS, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

By Representatives Blue, Ross, Weiss, and Harrison (Primary Sponsors); M. Alexander, Cotham, Faison, Fisher, E. Floyd, Glazier, Insko, Jones, Lucas, Luebke, Mackey, Parmon, Pierce, Starnes, and Womble:

H.B. 1060, A BILL TO BE ENTITLED AN ACT TO ENACT THE HOMEOWNER AND HOMEBUYER PROTECTION ACT TO PROHIBIT HOME FORECLOSURE RESCUE SCAMS AND OFFER PROTECTIONS IN LAND INSTALLMENT SALES, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

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By Representatives Allen and Harrison (Primary Sponsors); Braxton, Dockham, and Insko:

H.B. 1061, A BILL TO BE ENTITLED AN ACT TO REVISE AND CLARIFY THE REQUIREMENTS FOR UNINSURED AND UNDER-INSURED MOTORIST COVERAGE IN MOTOR VEHICLE LIABILITY INSURANCE POLICIES, is referred to the Committee on Insurance and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Goforth, Whilden, and Fisher (Primary Sponsors); and Harrison:

H.B. 1062, A BILL TO BE ENTITLED AN ACT LIMITING THE AMOUNT OF TIME A RESORT SPA OFFERING MASSAGE AND BODYWORK THERAPY IS REQUIRED TO MAINTAIN CLIENT RECORDS UNDER THE NORTH CAROLINA MASSAGE AND BODYWORK THERAPY PRACTICE ACT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

By Representatives Farmer-Butterfield, Earle, and England (Primary Sponsors); Barnhart, Brisson, Faison, Insko, Justus, Neumann, Parmon, and Rapp:

H.B. 1063, A BILL TO BE ENTITLED AN ACT TO AMEND THE RABIES LAWS TO CONFORM WITH RECOMMENDATIONS FROM THE CENTERS FOR DISEASE CONTROL AND THE NATIONAL ASSOCIATION OF STATE PUBLIC HEALTH VETERINARIANS AND TO ALLOW A STRAY OR FERAL ANIMAL TO BE IMMEDIATELY EUTHANIZED AND TESTED FOR RABIES IF THE ANIMAL BITES A HUMAN, is referred to the Committee on Agriculture and, if favorable, to the Committee on Health.

By Representatives Hall, Bordsen, Crawford, and Bryant (Primary Sponsors); Adams, M. Alexander, Bell, Blue, Brisson, Cotham, Earle, England, Farmer-Butterfield, Fisher, E. Floyd, Harrison, Holliman, Hughes, Insko, Jackson, Jones, Love, Lucas, Luebke, Mackey, Parmon, Pierce, Rapp, Wainwright, Weiss, Wilkins, and Womble:

H.B. 1064, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXPUNCTION OF CONVICTIONS FOR CERTAIN NONVIOLENT CRIMINAL OFFENSES UPON APPLICATION AND A FEE, TO ALLOW DISCLOSURE OF EXPUNGED INFORMATION TO LAW ENFORCEMENT AGENCIES AND OTHER SPECIFIED AGENCIES FOR

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EMPLOYMENT AND LICENSING PURPOSES AND TO REQUIRE THOSE AGENCIES TO MAINTAIN THE CONFIDENTIALITY OF THE EXPUNGED INFORMATION, AND TO MAKE CONFORMING CHANGES TO EXISTING EXPUNCTION STATUTES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Hall and Luebke (Primary Sponsors); and Farmer-Butterfield:

H.B. 1065, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO HEALING WITH CAARE, INC., A NONPROFIT ORGANIZATION, FOR RENOVATION OF A BUILDING FOR THE JEANNE HOPKINS LUCAS EDUCATION AND WELLNESS CENTER OF CAARE, INC., is referred to the Committee on Appropriations.

By Representatives Hall, Luebke, Michaux, and Wilkins (Primary Sponsors); Harrison and Lucas:

H.B. 1066, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ASSESSMENT OF A CIVIL PENALTY PRIOR TO THE RESTORATION OF THE LAND FOR CONTINUING VIOLATIONS UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 AND, FOR VIOLATORS WHO FAIL TO CONTEST THE AMOUNT OF THE PENALTY FOR CONTINUING VIOLATIONS WITHIN THIRTY DAYS AFTER THE PENALTY IS DUE, TO BAR SUBSEQUENT CHALLENGES OF THE AMOUNT OF THE PENALTY, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

By Representatives Barnhart, Lucas, Parmon, and Wiley (Primary Sponsors); Bell, Glazier, and Johnson:

H.B. 1067, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THREE ADDITIONAL PERFORMANCE LEARNING CENTERS, is referred to the Committee on Appropriations.

By Representatives Stevens and Randleman (Primary Sponsors); Burris-Floyd, Cleveland, Hilton, Johnson, Sager, Samuelson, and Starnes:

H.B. 1068, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE PROVISION OF CERTAIN HEALTH SERVICES TO STUDENTS AGE SIXTEEN AND UNDER BY LOCAL SCHOOL ADMINISTRATIVE

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UNITS AND TO REQUIRE UNITS TO OBTAIN PERMISSION FROM PARENTS FOR CERTAIN SERVICES, is referred to the Committee on Education and, if favorable, to the Committee on Health.

By Representatives Stevens and Randleman (Primary Sponsors); Burris-Floyd, Cleveland, Frye, Gillespie, Hilton, Hurley, Johnson, McCormick, McElraft, Moore, Sager, Samuelson, and Starnes:

H.B. 1069, A BILL TO BE ENTITLED AN ACT REQUIRING PHYSICIANS TO NOTIFY THE PARENT OR GUARDIAN OF A MINOR TWELVE YEARS OF AGE OR YOUNGER AFTER TREATING THE MINOR FOR VENEREAL DISEASE, PREGNANCY, ABUSE OF CONTROLLED SUBSTANCES OR ALCOHOL, OR EMOTIONAL DISTURBANCE, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Health.

By Representatives Lewis, Gibson, Howard, and Brubaker (Primary Sponsors); Gillespie, Lucas, Parmon, and Starnes:

H.B. 1070, A BILL TO BE ENTITLED AN ACT TO PROVIDE UNEMPLOYMENT TAX RELIEF TO EMPLOYERS WHO HIRE PEOPLE RECEIVING UNEMPLOYMENT BENEFITS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Lewis, Gibson, Howard, and Brubaker (Primary Sponsors); Cotham, Dockham, Dollar, Gillespie, Glazier, Justice, Lucas, Moore, Parmon, Rapp, Starnes, Tarleton, and Womble:

H.B. 1071, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE STATE INCOME TAX ON UNEMPLOYMENT BENEFITS, is referred to the Committee on Finance.

By Representatives Lewis, Gibson, Howard, and Brubaker (Primary Sponsors); Dockham, Gillespie, Lucas, and Starnes:

H.B. 1072, A BILL TO BE ENTITLED AN ACT TO CREATE AN INCOME TAX CREDIT FOR HIRING UNEMPLOYMENT RECIPIENTS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative Lewis:

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H.B. 1073, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE FIRE AND RESCUE PENSION FUND WHO WITHDRAW FROM MEMBERSHIP ARE ENTITLED TO THE RETURN OF ALL FUNDS, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representatives Lewis, Braxton, Brisson, and Burr (Primary Sponsors); and Lucas:

H.B. 1074, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MARKET TO WHICH A CROP MAY BE HAULED, is referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

By Representatives Cotham, Harrison, Allen, and Carney (Primary Sponsors); K. Alexander, M. Alexander, Bell, Earle, Faison, Fisher, Glazier, Harrell, Hughes, Jackson, Jones, Lucas, Parmon, Stewart, Tarleton, Wiley, and Womble:

H.B. 1075, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP AN ELECTIVE HIGH SCHOOL SCIENCE COURSE ON RENEWABLE AND ALTERNATIVE ENERGY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Education.

By Representatives Wiley, Jones, and Harrison (Primary Sponsors); Blackwood, Blust, Faison, Jeffus, and Lucas:

H.B. 1076, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTRICT COURTS TO SUPERVISE DEFENDANTS CONVICTED IN SUPERIOR COURT WHO ARE ASSIGNED TO DRUG TREATMENT COURTS OR PROBLEM-SOLVING COURTS, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Wiley and Jones (Primary Sponsors); Adams, Harrison, and Jeffus:

H.B. 1077, A BILL TO BE ENTITLED AN ACT TO AMEND THE VENUE RULES AND THE AUTHORITY OF MAGISTRATES FOR MUNICIPALITIES LYING IN FOUR OR MORE COUNTIES, EACH OF WHICH IS IN A DIFFERENT JUDICIAL DISTRICT, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

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By Representatives Wiley, Lucas, Blackwell, and Mills (Primary Sponsors); Adams, Avila, Bell, Blackwood, Blust, Burr, Cleveland, Cotham, Current, Faison, E. Floyd, Glazier, Guice, Gulley, Hall, Harrison, Holloway, Hurley, Insko, Jeffus, Johnson, Jones, Killian, Langdon, Mackey, McLawhorn, Parmon, Rapp, Starnes, Tillis, Wilkins, and Yongue:

H.B. 1078, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ACTS OF VIOLENCE IN SCHOOLS ARE REPORTED TO THE LOCAL SUPERINTENDENT OR THE SUPERINTENDENT'S DESIGNEE, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representatives Harrison, Martin, Tillis, and Samuelson (Primary Sponsors); Adams, K. Alexander, M. Alexander, Bell, Blue, Bryant, Burr, Burris-Floyd, Cotham, Faison, Farmer-Butterfield, Fisher, Folwell, Glazier, Goforth, Goodwin, Hall, Harrell, Holliman, Hughes, Insko, Jackson, Johnson, Jones, Justice, Lucas, Luebke, Mackey, McCormick, McGee, McLawhorn, Mobley, Neumann, Pierce, Rapp, Stevens, Tarleton, Underhill, Wainwright, Weiss, Whilden, Wiley, and Womble:

H.B. 1079, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO ACQUIRE ONLY NEW PASSENGER MOTOR VEHICLES THAT HAVE A FUEL ECONOMY THAT IS IN THE TOP FIFTEEN PERCENT OF THAT CLASS OF COMPARABLE AUTOMOBILES, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Samuelson, Harrison, Allen, and Rhyne (Primary Sponsors); Adams, M. Alexander, Blue, Brisson, Brown, Burris-Floyd, Carney, Coates, Current, England, Farmer-Butterfield, Fisher, E. Floyd, Gillespie, Glazier, Goforth, Goodwin, Hall, Hill, Holliman, Hughes, Insko, Jackson, Jeffus, Justice, Luebke, Martin, McComas, McCormick, Parmon, Rapp, Ross, Starnes, Steen, Tarleton, Underhill, Weiss, and Wilkins:

H.B. 1080, A BILL TO BE ENTITLED AN ACT TO REQUIRE A DEMONSTRATION OF LACK OF PRUDENT AND FEASIBLE ALTERNATIVE IN ORDER FOR PUBLIC CONDEMNORS TO CONDEMN PROPERTY ENCUMBERED BY A CONSERVATION EASEMENT AND TO REQUIRE ADDITIONAL COMPENSATION TO HOLDERS OF CONDEMNED CONSERVATION EASEMENTS, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations.

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By Representative Goodwin:

H.B. 1081, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FEES PAYABLE TO A LOCAL BOARD OF HEALTH FOR SERVICES RENDERED BY A LOCAL HEALTH DEPARTMENT MAY NOT EXCEED A CERTAIN AMOUNT ANNUALLY FOR EACH BUSINESS ESTABLISHMENT REQUIRED TO PAY FEES TO THE LOCAL BOARD OF HEALTH, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representative Crawford:

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATUTORY FORMULA FOR THE DISTRIBUTION OF REPAIR AND RENOVATION FUNDS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 144 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT THE CIVIL LIABILITY OF DOMESTIC VIOLENCE SHELTERS AND PERSONS ASSOCIATED WITH THOSE SHELTERS, is read the first time and referred to the Committee on Judiciary II.

S.B. 285, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW CONCERNING THE RECOGNITION OF FOREIGN MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

S.B. 484, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM CERTAIN EX OFFICIO DUTIES, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Science and Technology.

S.B. 617, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Judiciary I.

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S.B. 633, A BILL TO BE ENTITLED AN ACT TO ALLOW AN ADMINISTRATIVE LAW JUDGE TO MAKE THE FINAL DECISION IN A CONTESTED CASE WHEN THE DISPOSITION OF THE CASE HAS BEEN AGREED UPON BY THE PARTIES, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

H.B. 120 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 8.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 336, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF RICHLANDS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burr, Burris-Floyd, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 102.

Voting in the negative: Representatives Boles, Brown, Cleveland, Current, Folwell, Gillespie, Gulley, Hilton, Hurley, Moore, Sager, and Stevens - 12.

Excused absences: Representatives Blue, Carney, Coates, and Rhyne - 4.

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Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 394 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF RALEIGH TO INCREASE ITS GENERAL MOTOR VEHICLE TAX BY UP TO FIVE DOLLARS EACH YEAR, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Bordsen, Braxton, Brisson, Brubaker, Bryant, Cole, Cotham, Crawford, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Love, Lucas, Luebke, Mackey, Martin, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Spear, Starnes, Stewart, Stiller, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 76.

Voting in the negative: Representatives Allred, Avila, Blackwell, Blackwood, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dollar, Folwell, Frye, Gillespie, Guice, Gully, Hilton, Holloway, Hurley, Justus, Killian, Langdon, McComas, McCormick, McElraft, Mills, Moore, Randleman, Sager, Samuelson, Setzer, Stam, Steen, Stevens, Tillis, and Wiley - 38.

Excused absences: Representatives Blue, Carney, Coates, and Rhyne - 4.

H.B. 541 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENSBORO TO INCREASE ITS MOTOR VEHICLE TAX BY UP TO AN ADDITIONAL SIX DOLLARS PER YEAR, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Barnhart, Bell, Bordsen, Braxton, Brisson, Brubaker, Bryant, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Love, Lucas, Luebke, Mackey, Martin, McComas, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Spear, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 75.

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Voting in the negative: Representatives Avila, Blackwell, Blackwood, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Current, Dollar, Folwell, Frye, Gillespie, Guice, Gulley, Hilton, Holloway, Hurley, Justus, Killian, Langdon, McCormick, McElraft, McGee, Mills, Moore, Neumann, Randleman, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Stiller, Tillis, and Wiley - 39.

Excused absences: Representatives Blue, Carney, Coates, and Rhyne - 4.

Representative Allred states that his voting equipment malfunctioned and he requests to change his vote from "aye" to "no". This request is granted. The adjusted vote total is (74-40).

H.B. 215 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CATAWBA AND ALEXANDER COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 529 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION IN EDGECOMBE COUNTY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 360 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BAR TO BORROW FUNDS, SUBJECT TO THE APPROVAL OF THE GOVERNOR AND THE COUNCIL OF STATE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Daughtry,

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Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Blue, Carney, Coates, and Rhyne - 4.

Representative Dollar states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (114-0).

H.B. 80 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONTINUALLY APPLY THE SPECIAL RULES FOLLOWING A FEDERAL DECENNIAL CENSUS TO MUNICIPAL REDISTRICTING AFTER THAT CENSUS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 97, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RESIDENTS OF THIS STATE WHO ARE SERVING ON FULL-TIME ACTIVE MILITARY DUTY OUTSIDE THIS STATE IN THE ARMED FORCES OF THE UNITED STATES OR A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES MAY HUNT OR FISH WHILE ON LEAVE IN THIS STATE WITHOUT OBTAINING A LICENSE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

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H.B. 135 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PERMITTING CERTAIN BROADBAND SERVICE PROVIDERS THAT PROVIDE VOICE GRADE COMMUNICATIONS SERVICES WITHIN A DEFINED SERVICE TERRITORY OR FRANCHISE AREA TO OFFER SUCH VOICE GRADE SERVICE AS AN INCIDENT TO BROADBAND SERVICE IN AREAS CONTIGUOUS TO THE PROVIDERS' SERVICE TERRITORY OR FRANCHISE AREA.

Pursuant to Rule 24.1A, Representative Gibson requests that he be excused from voting on this bill. This request is granted.

The bill passes its second reading, by electronic vote (113-0) and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 380 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN LOCAL EMERGENCY MANAGEMENT CAPABILITIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 391, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO OFFER NONCREDIT COURSES IN SAFE DRIVING TO HIGH SCHOOL STUDENTS DURING THE SCHOOL YEAR, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 440 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF AUTOMATED CAMERA OR VIDEO RECORDING SYSTEMS TO DETECT AND PROSECUTE INDIVIDUALS WHO PASS STOPPED SCHOOL BUSES, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE.

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On motion of Representative Owens and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 7.

H.B. 620, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Owens and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 7.

INTRODUCTION OF PAGES

Pages for the week of April 6 are introduced to the membership. They are: Carson Allen of Person; Keia Arnold of Washington; Logan Brantley of Wake; Jakob Brockmans of Dominican Republic; James Collier of Gaston; Maggie Collins of Surry; Allie Ethridge of New Hanover; Landon Hodges of Surry; Aaron Hunt of Rutherford; Nicholas Hunter of Johnston; Morgan Lane of Nash; Kamryn Loftis of Gaston; Olivia McCormick of Yadkin; Carson Merenbloom of Wake; Kayla Orr of Pender; Kristin Regan of Person; Samantha Slade of Wake; Miller Snyder of Mecklenburg; Kaitlyn Spencer of Gaston; Caroline Stephenson of Wake; Michael Vidal of Wake; and Brooke Weatherspoon of Wake.

On motion of Representative Owens, seconded by Representative England, the House adjourns at 7:53 p.m. to reconvene April 7 at 3:00 p.m.

FORTIETH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 7, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Carolyn Justice:

"Oh Gracious God of all mankind:

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"Help us to clear the ground clutter and hear Your voice. We have been given the awesome opportunity to serve Your people. Help us to understand the magnitude of what we do here and how it affects the lives of so many of Your children. Help us to turn to You for guidance and not to opinion polls. Bless our Speaker and the leaders on both sides. Help us to strive everyday to live in Your image as we were created in Your image. Still our hearts and minds and let us hear Your voice.

"To our Great God who loves us all - Bless us this day. For it is in His Precious Name that I pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Coates, Mills, and Rhyne for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 316, A BILL TO BE ENTITLED AN ACT AUTHORIZING CHARTER SCHOOLS TO GIVE PRIORITY FOR ADMISSION TO THE TWIN OF ANY STUDENT ASSIGNED TO A CHARTER SCHOOL, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 582, A BILL TO BE ENTITLED AN ACT PROVIDING FOR COMPLIANCE WITH FEDERAL LAW REQUIRING THE PROVISION OF EDUCATIONAL SERVICES TO STUDENTS TRANSFERRING INTO A NORTH CAROLINA SCHOOL DISTRICT WHILE UNDER A TERM OF SUSPENSION OR EXPULSION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative R. Warren, Chair, for the Committee on Alcoholic Beverage Control:

H.B. 759, A BILL TO BE ENTITLED AN ACT TO EXTEND THE ONE-YEAR STAY OF COMPLIANCE WITH THE MANDATORY RECYCLING LAW FOR ABC PERMITTEES TO ACCOMMODATE THOSE PERMITTEES WHO DO NOT HAVE ACCESS TO RECYCLING SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment and Natural Resources.

The bill is re-referred to the Committee on Environment and Natural Resources.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 384, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF FUQUAY-VARINA TO USE THE PROCEDURE AND AUTHORITY OF CHAPTER 136 OF THE GENERAL STATUTES IN CONDEMNATION PROCEEDINGS CONCERNING PUBLIC STREETS AND ROADS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 760, A BILL TO BE ENTITLED AN ACT TO EXEMPT PESTICIDE CONTAINERS FROM THE PROHIBITION ON DISPOSAL OF RIGID PLASTIC CONTAINERS IN LANDFILLS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 358 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY APPOINTMENT TO CONSECUTIVE TERMS ON THE NORTH CAROLINA STUDY COMMISSION ON AGING AND THE

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LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.J.R. 383, A JOINT RESOLUTION HONORING THE FOUNDER OF THE HOUSE OF FLAGS MUSEUM, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of April 8. The original resolution is placed on the Unfavorable Calendar.

H.B. 596, A BILL TO BE ENTITLED AN ACT DESIGNATING APRIL AS WOODWORKING MONTH IN NORTH CAROLINA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.J.R. 637, A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH ANNIVERSARY OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

H.R. 990, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2009 REGULAR SESSION, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution and recommendation that the committee substitute resolution be adopted.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of April 8. The original resolution is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representatives Bell and Lucas, Chairs for the Standing Committee on Education, refer **H.B. 636**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE SCHOOL CALENDAR LAW TO PERMIT SCHOOLS TO CONDUCT SCHEDULED STAFF DEVELOPMENT ON PROTECTED TEACHER WORKDAYS, to the Education Subcommittee on Pre-School, Elementary and Secondary Education.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Hill and Rapp (Primary Sponsors); Faison, Lucas, and Wray:

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET PROVISION OF THE ACT THAT STRENGTHENED THE AUTHORITY OF THE STATE VETERINARIAN TO PREVENT AND CONTROL AN OUTBREAK OF FOOT-AND-MOUTH DISEASE AND OTHER FOREIGN ANIMAL DISEASES, is referred to the Committee on Agriculture and, if favorable, to the Committee on Judiciary III.

By Representative Hill:

H.B. 1084, A BILL TO BE ENTITLED AN ACT TO AMEND THE LP GAS LAW TO CREATE CLASSES OF DEALERS FOR THE PURPOSE OF INSURANCE REQUIREMENTS, TO CLARIFY THE AUTHORITY TO CONDUCT INSPECTIONS, TO REQUIRE THE REPORTING OF LP GAS ACCIDENTS, TO INCREASE CIVIL PENALTIES, AND TO MAKE TECHNICAL CHANGES, is referred to the Committee on Insurance and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Glazier, Dickson, Howard, and Braxton (Primary Sponsors); Cotham, Faison, Fisher, Harrison, Hughes, Johnson, Jones, Lucas, McLawhorn, and Rapp:

H.B. 1085, A BILL TO BE ENTITLED AN ACT CREATING THE STUDY COMMISSION ON SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH INNOVATION AND COMMUNITY COLLABORATION, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Burris-Floyd, Bordsen, Goodwin, and Randleman (Primary Sponsors); Bell, Blue, Bryant, Cleveland, Cotham, Current, Earle, Harrison, Hughes, Jones, Killian, Lucas, Mackey, McCormick, McElraft, McGee, Moore, Neumann, and Samuelson:

H.B. 1086, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR DETERMINING INCOMPETENCY UNDER THE LAWS RELATING TO GUARDIANSHIP AS RECOMMENDED BY THE

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HOUSE STUDY COMMITTEE ON STATE GUARDIANSHIP LAWS, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Judiciary III.

By Representatives Braxton, Farmer-Butterfield, Harrison, Insko, and Parmon:

H.B. 1087, A BILL TO BE ENTITLED AN ACT TO APPLY CLIENT RIGHTS AND HUMAN RIGHTS COMMITTEE REQUIREMENTS FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, AND LOCAL MANAGEMENT ENTITIES, TO PROVIDER ENTITIES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Health.

By Representatives Braxton, Harrison, Jones, and Parmon:

H.B. 1088, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE PURCHASES AND CONTRACTS LAW PURCHASES BY CERTAIN MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Jeffus, Farmer-Butterfield, Harrison, Hughes, Lucas, Parmon, and Rapp:

H.B. 1089, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ALL ASPECTS OF THE PRACTICE OF SCHOOL SOCIAL WORK IN NORTH CAROLINA, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Wainwright, Faison, Lucas, and Parmon:

H.B. 1090, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF TOTAL AND PARTIAL UNEMPLOYMENT RELATING TO THE TREATMENT OF SEVERANCE PAY UNDER THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representative Rhyne:

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H.B. 1091, A BILL TO BE ENTITLED AN ACT TO CLARIFY LAWS PERTAINING TO CIVIL ACTIONS ON BEHALF OF AN INCOMPETENT SPOUSE AS RELATED TO DIVORCE PROCEEDINGS, is referred to the Committee on Judiciary II.

By Representatives Bordsen and Love (Primary Sponsors); M. Alexander, Faison, Fisher, Harrison, Hughes, Jones, Justus, Lucas, Luebke, Parmon, and Weiss:

H.B. 1092, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SPECIAL COMMITTEE ON SENTENCING AND PRISON OVER-CROWDING, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tarleton and Faison:

H.B. 1093, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN HOUSING AUTHORITIES TO PROVIDE HOUSING FOR MODERATE-INCOME PERSONS, is referred to the Committee on Local Government I and, if favorable, to the Committee on Judiciary II.

By Representative Justus:

H.B. 1094, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CERTAIN SPECIAL PLATES THAT ARE AVAILABLE TO MILITARY VETERANS ARE ISSUED ONLY TO APPROPRIATE APPLICANTS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Transportation.

By Representatives R. Warren, Faison, McLawhorn, Setzer, and Tarleton:

H.B. 1095, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE NORTH CAROLINA SHERIFFS' ASSOCIATION AS AN EMPLOYER UNDER THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Pensions and Retirement.

By Representative Martin:

H.B. 1096, A BILL TO BE ENTITLED AN ACT TO PREVENT SPEED LIMITS IN AREAS NEWLY ANNEXED BY A MUNICIPALITY FROM AUTOMATICALLY BECOMING THIRTY-FIVE MILE-PER-HOUR

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SPEED ZONES AND TO ALLOW FLEXIBILITY IN THE LOCATION OF WORK ZONE SIGNAGE, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary I.

By Representative Martin:

H.B. 1097, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM AMOUNT AT WHICH PROJECTS MAY UNDERGO AN INFORMAL BIDDING PROCESS AND TO CLARIFY THE APPLICATION OF THIS PROCESS, is referred to the Committee on Transportation and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Frye and Jones (Primary Sponsors); Blackwood, Brown, Cleveland, Dollar, Gillespie, Hilton, Hurley, Moore, Starnes, Tillis, and West:

H.B. 1098, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS H FELONY TO WILLFULLY KILL OR ATTEMPT TO KILL A SEARCH AND RESCUE ANIMAL AND TO MAKE IT AN AGGRAVATING CIRCUMSTANCE FOR OTHER CRIMINAL OFFENSES THAT A SEARCH AND RESCUE ANIMAL WAS SERIOUSLY HARMED OR KILLED WHILE THE ANIMAL WAS ENGAGED IN PERFORMING OFFICIAL DUTIES, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Judiciary III.

By Representatives Allen and Gibson (Primary Sponsors); and Lucas:

H.B. 1099, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO: (1) REPEAL THE REQUIREMENT THAT SEASONAL STATE PARK EMPLOYEES WEAR A UNIFORM VEST; (2) REQUIRE ELECTRONIC REPORTING OF ENVIRONMENTAL LEAD TEST RESULTS AND BLOOD LEAD TEST RESULTS; (3) CLARIFY THE FEE STRUCTURE FOR FOOD AND LODGING PERMITS; (4) REVISE THE SUNSET PROVISION FOR NUTRIENT OFFSET PAYMENTS; AND (5) AMEND THE SOLID WASTE DISPOSAL TAX TO STREAMLINE THE PROCESS WHEN A LOCAL GOVERNMENT IS SERVED BY A SOLID WASTE MANAGEMENT AUTHORITY, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representatives Allen, Fisher, Harrison, Insko, and Lucas:

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H.B. 1100, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH STORMWATER CONTROL BEST MANAGEMENT PRACTICES FOR COMPOSTING OPERATIONS AND MULCH OPERATIONS FOR THE PURPOSE OF PROTECTING WATER QUALITY, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Allen, Gibson, and Tarleton (Primary Sponsors); M. Alexander, Dockham, Faison, Harrison, Insko, Lucas, and Samuelson:

H.B. 1101, A BILL TO BE ENTITLED AN ACT TO ENACT THE WATER RESOURCE POLICY ACT OF 2009, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Finance.

By Representatives Holliman, M. Alexander, Current, Dockham, Faison, Fisher, E. Floyd, Folwell, Insko, Lucas, Luebke, Parmon, Weiss, and Wray:

H.B. 1102, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A STUDY OF THE STATE HEALTH PLAN TO IDENTIFY AND MAKE RECOMMENDATIONS TO ADDRESS ISSUES AFFECTING THE PLAN'S LONG-TERM VIABILITY, is referred to the Committee on Appropriations.

By Representatives Hill and Faison:

H.B. 1103, A BILL TO BE ENTITLED AN ACT TO UPDATE THE SEED LAW AND TO INCREASE FEES FOR SEED DEALER LICENSES, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance.

By Representatives Hill, Hughes, Lucas, and Wray:

H.B. 1104, A BILL TO BE ENTITLED AN ACT TO UPDATE NORTH CAROLINA'S MEAT INSPECTION ACT TO BE EQUIVALENT TO FEDERAL STANDARDS BY EXEMPTING OSTRICHES FROM INSPECTION FEES, EXEMPTING RABBITS FROM THE POULTRY PRODUCTS INSPECTION ACT, AND CHANGING THE THRESHOLDS UNDER THE POULTRY PRODUCER EXEMPTION FOR PROCESSING POULTRY PRODUCTS FOR INTERSTATE COMMERCE, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance.

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By Representative Martin:

H.B. 1105, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGULATING REFRIGERATION CONTRACTORS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Rhyne and Goodwin (Primary Sponsors):

H.B. 1106, A BILL TO BE ENTITLED AN ACT AMENDING AND CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO ADOPTION, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary II.

By Representatives Rhyne and Goodwin (Primary Sponsors); and K. Alexander:

H.B. 1107, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CONTRACTS BETWEEN A HUSBAND AND WIFE TO ALLOW A SPOUSE TO WAIVE ALIMONY AND POST SEPARATION SUPPORT DURING THE MARRIAGE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Hill and Lucas:

H.B. 1108, A BILL TO BE ENTITLED AN ACT TO CLARIFY LICENSURE REQUIREMENTS FOR OUT-OF-STATE WEIGHMASTERS UNDER THE LAWS REGULATING PUBLIC WEIGHMASTERS, is referred to the Committee on Agriculture and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Hill and Lucas:

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO ENABLE COMPANY POLICE AGENCIES OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO ENTER INTO MUTUAL AID AGREEMENTS WITH OTHER LAW ENFORCEMENT AGENCIES, is referred to the Committee on Agriculture and, if favorable, to the Committee on Judiciary III.

By Representatives Goodwin, Harrison and Jackson:

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H.B. 1110, A BILL TO BE ENTITLED AN ACT TO CLARIFY PROCEDURES IN CIVIL ACTIONS FOR ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Goodwin, M. Alexander, and Harrison:

H.B. 1111, A BILL TO BE ENTITLED AN ACT TO MAKE MORE SPECIFIC WHEN AN INDIVIDUAL BECOMES A "CANDIDATE" FOR CAMPAIGN FINANCE LAW AND TO DEFINE AND PROVIDE FOR DISCLOSURE OF FUNDING FOR "CANDIDACY EXPLORATION;" TO USE DIFFERENT TERMINOLOGY IN THE LEGAL DEFENSE FUNDS STATUTE; AND TO REQUIRE THAT A TREASURER FOR A NORTH CAROLINA CAMPAIGN BE A NORTH CAROLINA RESIDENT, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representative Goodwin:

H.B. 1112, A BILL TO BE ENTITLED AN ACT AMENDING BIRTH REGISTRATION REQUIREMENTS TO ALLOW A CHILD'S PUTATIVE FATHER TO BE ENTERED ON THE BIRTH CERTIFICATE OF THE CHILD IF THE MOTHER HAS BEEN LIVING SEPARATE AND APART FROM HER HUSBAND AT THE TIME OF THE CHILD'S CONCEPTION, OR BETWEEN CONCEPTION AND BIRTH, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary II.

By Representatives Goodwin and Harrison:

H.B. 1113, A BILL TO BE ENTITLED AN ACT TO ALLOW INDIVIDUALS CHARGED WITH TRAFFIC OFFENSES OR INVOLVED IN REPORTABLE ACCIDENTS TO CHOOSE NOT TO BE CONTACTED BY ATTORNEYS OFFERING LEGAL REPRESENTATION, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

By Representatives Gulley, Burris-Floyd, Fisher, and Whilden (Primary Sponsors); K. Alexander, Burr, Cole, Cotham, Farmer-Butterfield, Glazier, Harrison, Justus, Lucas, McCormick, Parmon, Randleman, Samuelson, Starnes, Tucker, and Wray:

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H.B. 1114, A BILL TO BE ENTITLED AN ACT TO PROVIDE A NOTATION ON A DRIVERS LICENSE OR SPECIAL IDENTIFICATION CARD THAT AN APPLICANT HAS A LIVING WILL, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Gulley, Cotham, and Burris-Floyd (Primary Sponsors); Dollar, Farmer-Butterfield, Fisher, Folwell, Harrell, Harrison, Lucas, Mills, Randleman, Setzer, Stam, and Whilden:

H.B. 1115, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF AUGUST AS PSORIASIS AWARENESS MONTH, is referred to the Committee on Health and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Cleveland, Glazier, Hilton, and Tillis (Primary Sponsors); Avila, Blackwood, Brown, Burr, Burris-Floyd, Goforth, Gulley, Jones, Killian, McElraft, Parmon, Rhyne, Samuelson, Stam, Tarleton, and Wray:

H.B. 1116, A BILL TO BE ENTITLED AN ACT TO PERMIT HOME SCHOOLED STUDENTS TO PARTICIPATE IN INTERSCHOLASTIC ATHLETICS, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Tucker, Faison, Justice, Justus, McLawhorn, Parmon, Starnes, and Wray:

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL NOT ISSUE OR RENEW COMMERCIAL DRIVERS LICENSES WITH ENDORSEMENTS THAT QUALIFY A PERSON TO DRIVE A COMMERCIAL PASSENGER VEHICLE OR SCHOOL BUS FOR ANYONE REQUIRED TO REGISTER UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAMS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary II.

By Representatives Haire, West, and Rapp (Primary Sponsors); Gibson and Lucas:

H.B. 1118, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE WILD BOAR HUNTING SEASON AND THE HARVESTING OF FERAL SWINE, is referred to the Committee on Wildlife Resources.

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By Representatives McLawhorn, Justus, and R. Warren (Primary Sponsors); Lucas, Setzer, Starnes, and Wray:

H.B. 1119, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A SHERIFF OR A DESIGNATED DEPUTY SHERIFF INVESTIGATING THE DIVERSION AND ILLEGAL USE OF CONTROLLED SUBSTANCES MAY INSPECT PRESCRIPTION AND PHARMACEUTICAL RECORDS AND MAY ALSO OBTAIN DATA IN THE CONTROLLED SUBSTANCE REPORTING SYSTEM MAINTAINED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

By Representative Insko:

H.B. 1120, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ADOPT-A-TRAIL PROGRAM, is referred to the Committee on Appropriations.

By Representative Insko:

H.B. 1121, A BILL TO BE ENTITLED AN ACT TO CREATE AN INTERAGENCY COMMISSION ON ACTIVE LIVING COMMUNITIES FOR THE DEVELOPMENT OF ACTIVE, LIVABLE SCHOOL AND COMMUNITY ENVIRONMENTS, AS RECOMMENDED BY THE NORTH CAROLINA TASK FORCE ON PREVENTING CHILDHOOD OBESITY, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representative Insko:

H.B. 1122, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA COLON HYDROTHERAPY LICENSURE ACT, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representatives Insko and Wray (Primary Sponsors); Harrison and Jackson:

H.B. 1123, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE CIVIL ACTIONS OF ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

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By Representatives Insko, E. Floyd, Hughes, Lucas, and Parmon:

H.B. 1124, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE COMPENSATION FOR CERTAIN SEVERELY DISABLED VETERANS DISCHARGED FOR ACTS OR OMISSIONS ATTRIBUTED TO A SERVICE-CONNECTED DISABILITY, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Judiciary I.

By Representatives Insko, Hughes, and Parmon:

H.B. 1125, A BILL TO BE ENTITLED AN ACT TO REQUIRE PHOTOELECTRIC SMOKE DETECTORS IN NEW OR RENOVATED HOMES OR WHEN HOMES ARE SOLD, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Insko, Fisher, Lucas, and Parmon:

H.B. 1126, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAXIMIZE THE BENEFITS OF THE FEDERAL FOOD AND NUTRITION SERVICE PROGRAM AND THE FEDERAL FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Insko, Fisher, Harrison, Luebke, and Weiss:

H.B. 1127, A BILL TO BE ENTITLED AN ACT TO ALLOW ADOPTION OF MORE STRINGENT BUILDING CODE PROVISIONS RELATED TO ENERGY CONSERVATION BY POLITICAL SUBDIVISIONS OF THE STATE, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Insko, Hughes, and Parmon:

H.B. 1128, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR HEALTHFUL LIVING COORDINATORS FOR THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Mobley, Parmon, Womble, and Burris-Floyd (Primary Sponsors); Adams, K. Alexander, M. Alexander, Allen, Bryant, Farmer-Butterfield, Fisher, Glazier, Hall, Harrison, Holliman, Hurley, Insko,

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Jones, Lucas, Luebke, Martin, Pierce, Rapp, Ross, Samuelson, Stevens, Tarleton, Weiss, and Wray:

H.B. 1129, A BILL TO BE ENTITLED AN ACT TO CLARIFY A SILVER ALERT MAY BE ISSUED FOR A PERSON OF ANY AGE WHO IS BELIEVED TO BE SUFFERING FROM DEMENTIA OR OTHER COGNITIVE IMPAIRMENT, is referred to the Committee on Aging and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Mobley and Womble (Primary Sponsors); Adams, Blue, Bryant, Earle, Farmer-Butterfield, Fisher, Hall, Holliman, Jones, Parmon, Pierce, Rapp, Starnes, and Wray:

H.B. 1130, A BILL TO BE ENTITLED AN ACT TO FREEZE THE APPRAISED VALUE OF THE PERMANENT RESIDENCE OF CERTAIN SENIORS AND TO AMEND THE CONSTITUTION TO PERMIT A LIMITATION ON THE INCREASE IN THE APPRAISED VALUE OF CERTAIN RESIDENCES, is referred to the Committee on Aging and, if favorable, to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Hilton, Spear, Frye, and McElraft (Primary Sponsors); Avila, Barnhart, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Current, Dollar, Folwell, Gillespie, Guice, Gulley, Holloway, Hurley, Langdon, McComas, McLawhorn, Mills, Moore, Sager, Samuelson, Setzer, Starnes, Stevens, Tillis, and Wiley:

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO PROVIDE WHEN THE USE OF FORCE OR THE USE OF DEADLY FORCE IS JUSTIFIABLE IN DEFENSE OF SELF, OTHERS, OR ONE'S HOME OR VEHICLE, OR IN PREVENTING THE COMMISSION OF A FORCIBLE FELONY, AND TO PROVIDE IMMUNITY FROM CRIMINAL PROSECUTION AND CIVIL ACTION IN THOSE CIRCUMSTANCES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Appropriations.

By Representatives Hilton and Gulley (Primary Sponsors); Avila, Blackwood, Braxton, Brown, Cleveland, Current, Frye, Gillespie, Guice, Holloway, Justus, Langdon, Lucas, Neumann, Setzer, Starnes, Steen, West, and Wray:

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H.B. 1132, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PERSON MUST APPLY TO RENEW A CONCEALED HANDGUN PERMIT WITHIN THE THIRTY-DAY PERIOD PRIOR TO THE EXPIRATION DATE OF THE PERMIT, TO PROVIDE THAT A SHERIFF SHALL ISSUE OR DENY AN APPLICATION TO RENEW A CONCEALED HANDGUN PERMIT WITHIN THIRTY DAYS OF RECEIPT OF THE COMPLETED RENEWAL APPLICATION, AND TO PROVIDE THAT THE PERMIT OF A PERSON WHO COMPLIES WITH THE RENEWAL REQUIREMENTS REMAINS VALID BEYOND THE EXPIRATION DATE OF THE PERMIT UNTIL THE PERSON IS EITHER GRANTED OR DENIED A RENEWAL PERMIT BY THE SHERIFF, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Hilton, Cleveland, and Barnhart (Primary Sponsors); Blust, Brown, Current, Frye, Gulley, Justus, Moore, Setzer, Starnes, Tillis, and Wray:

H.B. 1133, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NO BUSINESS, COMMERCIAL ENTERPRISE, OR EMPLOYER SHALL PROHIBIT THE TRANSPORTATION OR STORAGE OF A FIREARM OR AMMUNITION WHEN THE FIREARM AND AMMUNITION ARE LOCKED OUT OF SIGHT IN A MOTOR VEHICLE, TO PROVIDE THAT A BUSINESS, COMMERCIAL ENTERPRISE, OR EMPLOYER IS LIABLE TO ANYONE INJURED AS A RESULT OF AN UNLAWFUL PROHIBITION, TO PROVIDE THAT A PERSON MAY BRING A CIVIL ACTION TO ENFORCE THE RIGHT TO TRANSPORT AND STORE A FIREARM AND AMMUNITION IN A LOCKED MOTOR VEHICLE ON THE PROPERTY OF A BUSINESS, COMMERCIAL ENTERPRISE, OR EMPLOYER, AND TO PROVIDE THAT A BUSINESS, COMMERCIAL ENTERPRISE, OR EMPLOYER IS NOT CIVILLY LIABLE FOR DAMAGES RESULTING FROM ANOTHER PERSON'S ACTIONS INVOLVING A FIREARM TRANSPORTED OR STORED IN A LOCKED VEHICLE IN A MANNER THAT COMPLIES WITH STATE LAW, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Ross, Wainwright, Wilkins, and Dickson (Primary Sponsors); Brown, Faison, Glazier, Harrison, Hughes, Jones, Lucas, Luebke, Mackey, Rapp, and Tarleton:

H.B. 1134, A BILL TO BE ENTITLED AN ACT TO CREATE THE OPEN GOVERNMENT UNIT OF THE DEPARTMENT OF JUSTICE, TO ESTABLISH A FEE FOR SERVICES OF MODERATION AND

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MEDIATION BY THE OPEN GOVERNMENT UNIT, AND TO PROVIDE THAT THE SUCCESSFUL PLAINTIFF IN A PUBLIC RECORDS DISPUTE IS ENTITLED TO REASONABLE ATTORNEYS' FEES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Ross, Hall, Glazier, and Martin (Primary Sponsors); Faison, Farmer-Butterfield, Harrison, Holliman, and Lucas:

H.B. 1135, A BILL TO BE ENTITLED AN ACT TO DETER AND PUNISH PERSONS WHO MAKE FALSE OR FRAUDULENT CLAIMS FOR PAYMENT BY THE STATE AND TO PROVIDE REMEDIES IN THE FORM OF TREBLE DAMAGES AND CIVIL PENALTIES WHEN MONEY IS OBTAINED FROM THE STATE BY REASON OF SUCH CLAIMS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

By Representatives Ross and Stam (Primary Sponsors); M. Alexander, Folwell, Glazier, Harrison, Hurley, Jones, Lucas, Luebke, and Weiss:

H.B. 1136, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CERTAIN EXECUTIVE BRANCH EMPLOYEES FROM REGISTERING AS A LOBBYIST FOR SIX MONTHS AFTER LEAVING EMPLOYMENT WITH THE STATE, is referred to the Committee on Ethics and, if favorable, to the Committee on Judiciary I.

By Representatives Hall, Mobley, and Adams (Primary Sponsors); Bryant, Farmer-Butterfield, E. Floyd, Goforth, Harrison, Holliman, Lucas, Luebke, Parmon, Pierce, Ross, Whilden, and Wray:

H.B. 1137, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE WRITING OF CREDIT LIFE AND RELATED FORMS OF INSURANCE FOR LOANS ISSUED BY AN ENTITY THAT IS SUBJECT TO THE NORTH CAROLINA CONSUMER FINANCE ACT; AND TO AMEND THE USE OF RECORDING FEES COLLECTED PURSUANT TO THAT ACT, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Finance.

By Representatives Hall, Pierce, Mobley, and Luebke (Primary Sponsors); Adams, M. Alexander, Braxton, Brisson, Bryant, Cole, Dickson, Faison, Farmer-Butterfield, E. Floyd, Glazier, Goforth, Harrison, Hughes, Lucas, Martin, Parmon, Ross, Tarleton, Tucker, E. Warren, R. Warren, Weiss, and Whilden:

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H.B. 1138, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY WAYS TO AMEND THE NORTH CAROLINA CONSUMER FINANCE ACT TO PROVIDE GREATER PROTECTION TO CONSUMERS, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives K. Alexander, Bryant, Hall, Harrison, Tarleton, Tolson, Wilkins, and Wray:

H.B. 1139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES WITH A POPULATION IN EXCESS OF NINETY THOUSAND TO REGULATE OR PROHIBIT NEW IRRIGATION SYSTEMS FOR RESIDENTIAL AND NONRESIDENTIAL DEVELOPMENTS USED FOR LAWNS AND LANDSCAPING THAT ARE CONNECTED TO THE PUBLIC POTABLE WATER SUPPLY AND TO REGULATE CISTERNS AND RAIN BARRELS USED FOR IRRIGATION PURPOSES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Water Resources and Infrastructure.

By Representatives Blackwood, Wilkins, Johnson, and Pierce (Primary Sponsors); K. Alexander, Allred, Bell, Brisson, Bryant, Burr, Burris-Floyd, Cleveland, Cotham, Dockham, Dollar, Faison, Farmer-Butterfield, E. Floyd, Guice, Gulley, Hall, Harrell, Harrison, Holliman, Howard, Hughes, Hurley, Jones, Justice, Justus, Lucas, Mackey, Mobley, Moore, Neumann, Owens, Parmon, Samuelson, Starnes, Sutton, Tillis, Wainwright, Wiley, Womble, Wray, and Yongue:

H.B. 1140, A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATIONAL ASSISTANCE FOR MINIMUM WAGE WORKERS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Allen and Blackwood (Primary Sponsors); Harrison, Jones, and Lucas:

H.B. 1141, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ADMINISTRATION TO CONDUCT A STUDY TO IDENTIFY THE OWNERSHIP OF PUBLIC LAND IN NORTH CAROLINA, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Braxton, Faison, Rapp, and Wray:

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H.B. 1142, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW AFFECTING TERMINATION OF MEMBERSHIP IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Pensions and Retirement.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 412 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA LIMITED LIABILITY COMPANY ACT, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

S.B. 429, A BILL TO BE ENTITLED AN ACT AUTHORIZING NEW HANOVER COUNTY TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, is read the first time and referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

S.B. 453, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH TO ALLOW ACTIVATION OF PARKING METERS BY CREDIT CARD OR OTHER ELECTRONIC MEANS AND TO USE PROCEEDS COLLECTED FROM PARKING METERS FOR PARKING PROGRAMS AND PROVIDING PARKING FACILITIES, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

S.B. 498, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGECOMBE COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Finance.

S.B. 499 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION IN EDGECOMBE COUNTY, is read the first time and referred to the Committee on Wildlife Resources.

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S.B. 503, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO GRANT THE CITY MANAGER THE AUTHORITY TO INCLUDE THE CITY'S MINORITY OR WOMEN'S BUSINESS ENTERPRISE REQUIREMENTS IN THE SPECIFICATIONS FOR CITY CONTRACTS, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary III.

S.B. 504, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO GRANT THE CITY MANAGER THE AUTHORITY TO INCLUDE THE CITY'S ANTI-SWEATSHOP REQUIREMENTS IN THE SPECIFICATIONS FOR CITY CONTRACTS, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary III.

S.B. 675 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND PUBLIC HEALTH-RELATED LAWS TO CLARIFY PROCEDURES FOR INVESTIGATING AND CONTROLLING COMMUNICABLE DISEASES, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

ELECTRONIC VOTING TIME CHANGED

Pursuant to Rule 20(c), the Speaker directs the time for voting changed from fifteen seconds to ten seconds.

CALENDAR

Action is taken on the following:

H.B. 336, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF RICHLANDS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burr, Burris-Floyd, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee,

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McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Womble, Wray, and Yongue - 100.

Voting in the negative: Representatives Allred, Blust, Boles, Brown, Cleveland, Current, Folwell, Gillespie, Hilton, Hurley, Randleman, Sager, Stevens, and Tillis - 14.

Excused absences: Representatives Carney, Coates, Mills, and Rhyne - 4.

Representative Harrell requests and is granted permission to change his vote from "aye" to "no". Representative Williams requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (100-15).

H.B. 394 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF RALEIGH TO INCREASE ITS GENERAL MOTOR VEHICLE TAX BY UP TO FIVE DOLLARS EACH YEAR, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Cole, Cotham, Crawford, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Lewis, Love, Lucas, Luebke, Mackey, Martin, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Spear, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 81.

Voting in the negative: Representatives Allred, Avila, Blackwell, Blackwood, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dollar, Folwell, Frye, Gillespie, Guice, Gulley, Hilton, Holloway, Hurley, Justus, Killian, Langdon, McComas, McCormick, Moore, Randleman, Sager, Setzer, Stam, Stevens, Tillis, and Wiley - 34.

Excused absences: Representatives Carney, Coates, Mills, and Rhyne - 4.

H.B. 541 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENSBORO TO INCREASE ITS MOTOR VEHICLE TAX BY UP TO AN ADDITIONAL SIX

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DOLLARS PER YEAR, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Cole, Cotham, Crawford, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Lewis, Love, Lucas, Mackey, Martin, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Spear, Stewart, Stiller, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, and Wray - 73.

Voting in the negative: Representatives Allred, Avila, Blackwell, Blackwood, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dollar, Folwell, Frye, Gillespie, Guice, Gulley, Hilton, Holloway, Hurley, Justus, Killian, Langdon, McComas, McCormick, McElraft, McGee, Moore, Randleman, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Tillis, and Wiley - 39.

Excused absences: Representatives Carney, Coates, Mills, and Rhyne - 4.

Representative Luebke requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (74-39).

H.B. 360 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BAR TO BORROW FUNDS, SUBJECT TO THE APPROVAL OF THE GOVERNOR AND THE COUNCIL OF STATE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager,

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Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 114.

Voting in the negative: Representative Brubaker.

Excused absences: Representatives Carney, Coates, Mills, and Rhyne - 4.

H.B. 221 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO REVIEW THE ACTIVITIES OF OCCUPATIONAL LICENSING BOARDS, TO REQUIRE THAT CERTAIN LICENSING BOARDS BE AUDITED ANNUALLY, TO SPECIFY A DATE FOR FILING OF REPORTS, TO ESTABLISH SANCTIONS FOR FAILURE TO FILE REPORTS, AND TO REQUIRE THAT BOARD MEMBERS RECEIVE TRAINING, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 440 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF AUTOMATED CAMERA OR VIDEO RECORDING SYSTEMS TO DETECT AND PROSECUTE INDIVIDUALS WHO PASS STOPPED SCHOOL BUSES, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, passes its second reading by electronic vote (115-0).

Representative Mobley objects to the third reading. The bill remains on the Calendar.

H.B. 557 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE FUTURE VOLUNTEER FIREFIGHTERS & RESCUE SQUAD MEMBERS ACT OF NORTH CAROLINA, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 620, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING

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STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

ESCORT COMMITTEE ANNOUNCED

The Speaker appoints the following members as an Escort Committee for the Delegation from the Scottish Parliament: Representatives Martin, McLawhorn, Gillespie, Yongue, Faison, Harrell, Hughes, Gibson, Wiley, McCormick, and Cole.

SERIAL REFERRAL CHANGED

On motion of Representative Owens, the serial referral for **H.B. 1033**, A BILL TO BE ENTITLED AN ACT TO PROVIDE PAYROLL DEDUCTIONS FOR CERTAIN EMPLOYEE ASSOCIATIONS, is changed from the Committee on Judiciary II to the Committee on Judiciary III.

On motion of Representative Owens, seconded by Representative Wray, the House adjourns at 3:51 p.m. to reconvene April 8 at 3:00 p.m.

FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 8, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious and Merciful God:

"As always, we greet Thee with glad and thankful hearts for the beauty of this and every day. We are grateful for times of work and for times of leisure. We are blessed by the gift of joy in days of health and strength and for the assurance of Thy abiding Presence in time of pain and grief. Keep our hearts true and pure that we might seek to be a blessing to others. In and through all things, we honor You and give You thanks. Amen."

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Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Coates, Dockham, and Rhyne for today.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

The Speaker notes the receipt of a petition from North Carolina Citizens opposed to **H.B. 918**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE RED DRUM AND SPOTTED SEA TROUT AS COASTAL GAME FISH, TO PROHIBIT THE TAKING OF RED DRUM AND SPOTTED SEA TROUT OTHER THAN BY HOOK-AND-LINE, AND TO COMPENSATE COMMERCIAL FISHERMEN FOR CERTAIN LOSSES DUE TO THE DESIGNATION AND PROHIBITION.

The petition is on file in the Office of the House Principal Clerk.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 105, AN ACT TO CLARIFY THAT THE INTERSTATE WILD-LIFE VIOLATOR COMPACT INCLUDES VIOLATIONS OF MARINE RESOURCES LAW, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE.

GUESTS

The Speaker appoints Representatives Dickson and Folwell as additional Members to the Escort Committee for the Scottish Delegation.

The Sergeant-at-Arms is recognized and he announces the approach of the Delegation from the Scottish Parliament: Mr. Alex Ferguson, the Presiding Officer of the Scottish Parliament; Ms. Tricia Marwick, Member of the Scottish Parliament; and Mr. Murdo Fraser, Member of the Scottish Parliament; and United States Congressman Mike McIntyre.

They are escorted to the Well of the House, where Mr. Alex Ferguson addresses the House.

The Sergeant-at-Arms escorts the delegation and guests from the Chamber.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 765, A BILL TO BE ENTITLED AN ACT TO REVISE THE EXISTING ELECTIVE SHARE STATUTES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 9. The original bill is placed on the Unfavorable Calendar.

By Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

S.B. 287 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 835, A BILL TO BE ENTITLED AN ACT TO CREATE A STUDY COMMISSION TO REVIEW NORTH CAROLINA'S SANITARY DISTRICT LAWS AND PRACTICE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture:

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H.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE OPERATION OF OVERSIZED SELF-PROPELLED FARM EQUIPMENT, NOT EXCEEDING TWENTY-FIVE FEET, ON HIGHWAYS THAT ARE FULLY CONTROLLED ACCESS HIGHWAYS, with a favorable report and recommendation that the bill be re-referred to the Committee on Transportation.

The bill is re-referred to the Committee on Transportation.

H.B. 838, A BILL TO BE ENTITLED AN ACT TO CREATE AN EXEMPTION FOR SIZE AND WEIGHT RESTRICTIONS OF HAULERS OF SAGE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Transportation.

The committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE THE OFFICE OF TAX COLLECTOR IN AVERY COUNTY APPOINTIVE RATHER THAN ELECTIVE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 9.

H.B. 748, A BILL TO BE ENTITLED AN ACT TO FORBID COUNTY BOARDS OF ELECTIONS FROM DESIGNATING EARLY VOTING SITES IN NONPUBLIC BUILDINGS THAT DO NOT ALLOW ELECTIONEERING, EXCEPT THAT ELECTIONEERING MAY BE RESTRICTED TO ONE OR MORE LOCATIONS ON THE PROPERTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 232, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SCHOLARSHIP LOAN FUND FOR SOCIAL WORKERS IN UNDER-SERVED AREAS, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, with a favorable report as to

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the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 303, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SANDRA KAY YOW, BELOVED WOMEN'S BASKETBALL COACH AT NORTH CAROLINA STATE UNIVERSITY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 88, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND COMPREHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN THROUGH NINE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 38(a), the committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 511, A BILL TO BE ENTITLED AN ACT TO REENACT THE SALES TAX REFUND FOR CERTAIN VOLUNTEER EMERGENCY RESPONSE PERSONNEL, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 697, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT LAW ENFORCEMENT OFFICERS HAVE ONE YEAR OF CREDITABLE SERVICE IN ORDER TO QUALIFY FOR DISABILITY RETIREMENT BENEFITS UNDER THE LOCAL

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GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR INJURIES INCURRED IN THE LINE OF DUTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 280, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF BELMONT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 474, A BILL TO BE ENTITLED AN ACT TO ADD THE CITY OF DENTON TO THE CITIES THAT MAY REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 662, A BILL TO BE ENTITLED AN ACT TO ALLOW CURRITUCK COUNTY TO REGULATE GOLF CARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 743, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WENDELL TO EXTEND ITS EXTRATERRITORIAL JURISDICTION OVER A CERTAIN DESCRIBED AREA WITH THE APPROVAL OF THE BOARD OF COMMISSIONERS OF WAKE COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 788, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO SET HEARINGS, GIVE NOTICES, ACCEPT OR REJECT OFFERS,

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AND TO DECLARE INTENT, AND TO FURTHER DELEGATE CONTRACTING AUTHORITY TO THE CITY MANAGER, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

S.B. 381 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A DOMESTIC VIOLENCE FATALITY PREVENTION AND PROTECTION REVIEW TEAM IN MECKLENBURG COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

S.B. 385 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MACON COUNTY TO REGULATE THE SUBDIVISION OF LAND, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

S.B. 452, A BILL TO BE ENTITLED AN ACT TO MAKE STATE-WIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 857, A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO SET MINIMUM CALIBER REQUIREMENTS FOR RIFLES USED IN TAKING BIG GAME, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 898, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE POSSESSION OR TAKING OF GRASS CARP FROM THE GASTON

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OR ROANOKE RAPIDS RESERVOIRS OR FROM THE ROANOKE RIVER, with a favorable report and recommendation that the bill be re-referred to the Committee on Marine Resources and Aquaculture.

The bill is re-referred to the Committee on Marine Resources and Aquaculture.

By Representative Cole, Vice-Chair, for the Committee on Transportation:

H.B. 822, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A "SUPPORT SOCCER" SPECIAL REGISTRATION PLATE FOR THE NORTH CAROLINA SOCCER HALL OF FAME, INC., with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 844, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE CHILDREN'S HOME SOCIETY OF NORTH CAROLINA THAT BEARS THE PHRASE "ADOPTION WORKS", with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 874, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NEUSE RIVER FOUNDATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Martin, Dickson, and McLawhorn (Primary Sponsors); E. Floyd, Glazier, Hall, Harrell, Harrison, Killian, Lucas, Mobley, Parmon, Pierce, Rapp, and E. Warren:

H.B. 1143, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE ALL MILITARY

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WARTIME VETERAN SPECIAL PLATES BASED ON DEFINED PERIODS OF WAR, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Transportation.

By Representatives Martin, Dickson, McLawhorn, and Killian (Primary Sponsors); E. Floyd, Glazier, Hall, Harrell, Harrison, Lucas, Mobley, Parmon, Rapp, and E. Warren:

H.B. 1144, A BILL TO BE ENTITLED AN ACT TO MAKE A CHANGE TO THE COMBAT INFANTRY BADGE SPECIAL PLATE TO INCLUDE ALL COMBAT ACTION BADGES AND RIBBONS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Martin and Goodwin (Primary Sponsors); Cotham and Harrison:

H.B. 1145, A BILL TO BE ENTITLED AN ACT TO DEFINE "COORDINATION" FOR PURPOSES OF DETERMINING WHETHER AN IN-KIND CAMPAIGN CONTRIBUTION HAS OCCURRED, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Killian, Dollar, and Wiley (Primary Sponsors); Avila, Barnhart, Blackwood, Blust, Burris-Floyd, Cleveland, Daughtry, Gulley, Hilton, Johnson, Lewis, Moore, Neumann, Rhyne, Samuelson, and Tillis:

H.B. 1146, A BILL TO BE ENTITLED AN ACT TO REQUIRE BOARD OF TRANSPORTATION MEMBERS TO SIGN SWORN STATEMENTS OF INTEREST AT EVERY BOARD MEETING, TO TRANSFER CERTAIN POWERS OF THE BOARD OF TRANSPORTATION TO THE DEPARTMENT OF TRANSPORTATION, AND TO REQUIRE THE SECRETARY OF TRANSPORTATION TO DEVELOP AND IMPLEMENT A PROFESSIONAL APPROVAL PROCESS TO BE USED TO APPROVE ALL TRANSPORTATION PROJECTS, is referred to the Committee on Ethics and, if favorable, to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Killian, Dollar, and Wiley (Primary Sponsors); Avila, Barnhart, Blackwood, Blust, Burris-Floyd, Cleveland, Daughtry, Guice, Gulley, Hilton, Lewis, Neumann, Rhyne, Samuelson, and Tillis:

H.B. 1147, A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDING OF THE STATE HIGHWAY PATROL FROM THE HIGHWAY FUND TO THE GENERAL FUND WITH OVERSIGHT FOR THE

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AGENCY BUDGET ESTABLISHED WITH THE APPROPRIATIONS SUBCOMMITTEE FOR JUSTICE AND PUBLIC SAFETY, is referred to the Committee on Appropriations.

By Representatives Killian, Dollar, and Wiley (Primary Sponsors); Avila, Barnhart, Blackwood, Blust, Burris-Floyd, Cleveland, Daughtry, Folwell, Gulley, Hilton, Lewis, Neumann, Rhyne, and Tillis:

H.B. 1148, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE TRANSFER OF FUNDS FROM THE HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC INSTRUCTION FOR DRIVER EDUCATION PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Killian, Dollar, Wiley, and Blust (Primary Sponsors); Avila, Barnhart, Blackwood, Burris-Floyd, Cleveland, Gulley, Hilton, Johnson, Lewis, Moore, Neumann, Rhyne, Ross, Samuelson, and Tillis:

H.B. 1149, A BILL TO BE ENTITLED AN ACT TO PROVIDE A FORMULA FOR TRANSFER OF FUNDS TO MEET NEEDS BASED ON POPULATION OR CONGESTION, is referred to the Committee on Appropriations.

By Representative Holliman:

H.B. 1150, A BILL TO BE ENTITLED AN ACT TO GIVE THE COMMISSIONER OF INSURANCE DISCRETION TO ALLOW A MORTGAGE GUARANTY INSURER TO WAIVE THE MINIMUM POLICYHOLDERS POSITION REQUIREMENT UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Insurance.

By Representatives Farmer-Butterfield, Earle, England, and Rapp (Primary Sponsors); Bordsen, Brisson, Fisher, Glazier, Harrison, Hughes, Insko, Jones, Lucas, and Neumann:

H.B. 1151, A BILL TO BE ENTITLED AN ACT TO ESTABLISH REQUIREMENTS FOR REGISTRATION AND CERTIFICATION OF PERSONS PERFORMING LEAD-BASED PAINT RENOVATION WORK IN CERTAIN RESIDENTIAL HOUSING AND CHILD-OCCUPIED FACILITIES; AND TO REQUIRE ACCREDITATION OF RENOVATION TRAINERS AND RENOVATION TRAINING COURSES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

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By Representatives Farmer-Butterfield, Parmon, and Fisher (Primary Sponsors); Faison, Hughes, Lucas, Wainwright, and Wray:

H.B. 1152, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO EXPAND LOCAL TEEN PREGNANCY PREVENTION INITIATIVES AND PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Farmer-Butterfield, Parmon, and Fisher (Primary Sponsors); Faison, Harrison, Hughes, Lucas, Wainwright, and Wray:

H.B. 1153, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR PARENTING PROGRAMS TO PREVENT PREGNANT AND PARENTING STUDENTS FROM DROPPING OUT OF SCHOOL, is referred to the Committee on Appropriations.

By Representatives Folwell, Jeffus, Parmon, and Womble (Primary Sponsors); Brown and McGee:

H.B. 1154, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE BRENNER CHILDREN'S HOSPITAL, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Frye and West (Primary Sponsors):

H.B. 1155, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF PROVIDERS OF WHITE-WATER RAFTING ACTIVITIES IN THIS STATE, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Dockham, Folwell, Harrison, Hurley, and Starnes:

H.B. 1156, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL LOTTERY TICKETS, LOTTERY MATERIALS, AND LOTTERY ADVERTISING BE ONLY IN ENGLISH, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Martin, K. Alexander, and Lucas:

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H.B. 1157, A BILL TO BE ENTITLED AN ACT TO ALLOW MUNICIPALITIES TO REGULATE GOLF CARTS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

By Representatives Wilkins and Faison (Primary Sponsors); and Lucas:

H.B. 1158, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR THE OFFENSE OF CONTINUING CRIMINAL ENTERPRISE UNDER CHAPTER 14 OF THE GENERAL STATUTES, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

By Representatives Wray and Goforth (Primary Sponsors):

H.B. 1159, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS ON INSURANCE BUSINESS ENTITY LICENSES; PROVIDE FOR A "STAGGERED" LICENSE SYSTEM FOR CERTAIN INSURANCE LICENSEES; TO CLARIFY THE LAW ON APPOINTMENTS OF INSURANCE ADJUSTERS; TO PROVIDE FOR ELECTRONIC FILINGS WITH THE DEPARTMENT OF INSURANCE; AND TO CLARIFY THE LAW ON APPOINTMENT OF AGENTS BY INSURANCE COMPANIES, is referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

By Representatives Wray and Goforth (Primary Sponsors); Glazier, Harrison, and Wainwright:

H.B. 1160, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN FIREFIGHTERS, WHO WERE PREVIOUSLY CERTIFIED BY THE INSURANCE COMMISSIONER FOR MEMBERSHIP IN THE FIREFIGHTERS' RELIEF FUND, THE OPPORTUNITY TO BE COVERED BY THE FIREFIGHTERS' RELIEF FUND BY MAKING RETROACTIVE PAYMENTS WITH INTEREST, is referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

By Representatives Wray and Goforth (Primary Sponsors); and Lucas:

H.B. 1161, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS RELATED TO THE FINANCIAL CONDITIONS OF INSURANCE COMPANIES, INCLUDING REINSURANCE INTERMEDIARIES, RECEIVERSHIP, THIRD-PARTY ADMINISTRATORS AND AUDITS OF WORKERS' COMPENSATION SELF-INSURERS, AND FOREIGN INSURERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

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By Representatives Wray and Goforth (Primary Sponsors); Faison and Lucas:

H.B. 1162, A BILL TO BE ENTITLED AN ACT AT THE REQUEST OF THE INSURANCE COMMISSIONER TO PROVIDE TEACHERS AND STATE EMPLOYEES AND THEIR DEPENDENTS THE SAME PROTECTION IN DISASTER SITUATIONS AS OTHER INSURED PERSONS IN THIS STATE, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Rapp, Harrison, Wray, and Fisher (Primary Sponsors); Allen, Bell, Bordsen, Braxton, Brisson, Burris-Floyd, Cole, Crawford, Dickson, England, Faison, Goforth, Haire, Hill, Insko, Lucas, Martin, Ross, Spear, Sutton, Tucker, R. Warren, Weiss, Williams, and Yongue:

H.B. 1163, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUSTAINABLE LOCAL FOOD POLICY COUNCIL TO ADDRESS POLICY CONSIDERATIONS REGARDING THE DEVELOPMENT OF A SUSTAINABLE LOCAL FOOD ECONOMY IN NORTH CAROLINA, is referred to the Committee on Agriculture and, if favorable, to the Committee on Appropriations.

By Representatives Goforth and Wray (Primary Sponsors); and Lucas:

H.B. 1164, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE COMMISSIONER OF INSURANCE TO ELIMINATE OBSOLETE DATA COLLECTION REQUIREMENTS FOR HEALTH MAINTENANCE ORGANIZATIONS, is referred to the Committee on Health and, if favorable, to the Committee on Insurance.

By Representatives Goforth and Wray (Primary Sponsors); and Lucas:

H.B. 1165, A BILL TO BE ENTITLED AN ACT TO CODIFY THE PROVISIONS SET FORTH IN THE PHOTOGRAPHIC VERSION OF THE STANDARD FIRE INSURANCE POLICY; MAKE CONFORMING AMENDMENTS; AND REPEAL THE STATUTE THAT CONTAINS THE PHOTOGRAPHIC VERSION OF THE STANDARD FIRE INSURANCE POLICY, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary III.

By Representatives Goforth and Wray (Primary Sponsors); and Lucas:

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H.B. 1166, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS GOVERNING INSURANCE PRODUCERS AND BROKERS, BAIL BONDSMEN, MOTOR CLUBS, PREMIUM FINANCE COMPANIES, AND COLLECTION AGENCIES, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary III.

By Representatives M. Alexander, Harrison, Lucas, and Wray:

H.B. 1167, A BILL TO BE ENTITLED AN ACT AUTHORIZING LOCAL GOVERNMENTS TO ADOPT LAWS, RULES, OR ORDINANCES REGULATING SMOKING IN PUBLIC PLACES, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Glazier, Dickson, England, and Wainwright (Primary Sponsors); Harrison, Insko, Lucas, Mackey, and Wray:

H.B. 1168, A BILL TO BE ENTITLED AN ACT TO ESTABLISH TITLE PROTECTION FOR SOCIAL WORKERS AND AUTHORIZE A REVIEW OF THE OFFICE OF STATE PERSONNEL SOCIAL WORK SERIES EVERY FOUR YEARS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary II.

By Representatives Glazier, Lucas, Ross, and Faison (Primary Sponsors); Harrison, Jones, Mackey, and Wray:

H.B. 1169, A BILL TO BE ENTITLED AN ACT ENACTING THE WORKER ADJUSTMENT AND RETRAINING NOTIFICATION ACT OF NORTH CAROLINA TO PROVIDE THAT NORTH CAROLINA WORKERS RECEIVE NINETY DAYS' ADVANCE NOTICE OF MASS LAYOFFS AND PLANT CLOSINGS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Blackwood and Harrison:

H.B. 1170, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY WHETHER THE CURRENT REGULATION OF THE LAND APPLICATION OF SEPTAGE AND SLUDGE ADEQUATELY PROTECTS HUMAN HEALTH AND THE ENVIRONMENT, is referred to the Committee on Agriculture and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Glazier, Tarleton, Harrison, and Rapp (Primary Sponsors); Faison, Lucas, and Mackey:

H.B. 1171, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT LAW STUDENT EXTERNS AT THE GENERAL ASSEMBLY ARE SUBJECT TO LEGISLATIVE CONFIDENTIALITY, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary II.

By Representatives Owens and Gibson (Primary Sponsors); Faison, Glazier, Goforth, and Lucas:

H.B. 1172, A BILL TO BE ENTITLED AN ACT ALLOWING STATE EMPLOYEES AND PUBLIC SCHOOL PERSONNEL TO TAKE VOLUNTARY FURLOUGHS TO EFFECT NECESSARY ECONOMIES IN STATE EXPENDITURES, THEREBY REDUCING THE NEED FOR REDUCTIONS IN FORCE AND MANDATORY FURLOUGHS DURING THE CURRENT AND ANY FUTURE ECONOMIC CRISIS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Pierce, Setzer, and Wray:

H.B. 1173, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AND REQUIRE THE DEPARTMENT OF TRANSPORTATION TO MAINTAIN ANY PRIVATE ROAD UPON WHICH FIVE OR MORE FAMILIES LIVE TO PROVIDE ACCESS FOR SCHOOL BUSES AND EMERGENCY VEHICLES, is referred to the Committee on Education and, if favorable, to the Committee on Transportation.

By Representatives Pierce and Wainwright (Primary Sponsors); K. Alexander, Lucas, and Mackey:

H.J.R. 1174, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STANDARDS APPLIED IN DISPUTED CHILD CUSTODY CASES, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hill and Lucas:

H.B. 1175, A BILL TO BE ENTITLED AN ACT TO UPDATE THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITTING REQUIREMENTS FOR CONFINED ANIMAL

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FEEDING OPERATIONS (CAFOS), is referred to the Committee on Agriculture and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Coates, Steen, Crawford, and Langdon (Primary Sponsors); Cleveland, Faison, E. Floyd, Howard, Lucas, Wray, and Yongue:

H.B. 1176, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REORGANIZE ALL HIGH SCHOOLS THAT HAVE A HIGH DROPOUT RATE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Bell, England, Glazier, Insko, Lucas, Ross, Underhill, Wainwright, and Wray:

H.B. 1177, A BILL TO BE ENTITLED AN ACT TO RESTORE FLEXIBILITY TO THE SCHOOL CALENDAR LAW, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Education.

By Representatives Bell, K. Alexander, Faison, Glazier, Hall, Harrison, Mackey, Pierce, and Wainwright:

H.B. 1178, A BILL TO BE ENTITLED AN ACT TO PROMOTE AMERICAN CITIZENSHIP EFFORTS BY ENCOURAGING VOTING BY ELIGIBLE HIGH SCHOOL STUDENTS, is referred to the Committee on Education and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

By Representatives Bell, Glazier, Lucas, and Wainwright:

H.B. 1179, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO CONDUCT A PAY EQUITY STUDY OF PUBLIC SCHOOL COUNSELOR COMPENSATION, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holliman, Brubaker, Tillis, and Tolson (Primary Sponsors); Faison and Lucas:

H.B. 1180, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE CONSUMER CHOICE AND INVESTMENT ACT OF 2009, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Public Utilities.

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By Representative Haire:

H.B. 1181, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF TEACHING TO THE DEPARTMENT OF PUBLIC INSTRUCTION, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Haire, Spear, and Randleman (Primary Sponsors):

H.B. 1182, A BILL TO BE ENTITLED AN ACT AUTHORIZING CLERKS OF THE SUPERIOR COURTS OF THIS STATE TO DETERMINE WHETHER AN EASEMENT SHOULD BE RELOCATED IN A SPECIAL PROCEEDING, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

By Representatives Goforth and Wray (Primary Sponsors); and Lucas:

H.B. 1183, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS GOVERNING HEALTH INSURANCE AND MANAGED CARE; TO CHANGE CERTAIN HEALTH INSURANCE LAWS TO COMPORT WITH RECENT CONGRESSIONAL ENACTMENTS; TO MAKE A TECHNICAL CORRECTION IN A CREDIT INSURANCE LAW; AND TO REPEAL THE EXPIRATION DATE OF THE INTERSTATE INSURANCE PRODUCT REGULATION COMPACT ACT, is referred to the Committee on Health and, if favorable, to the Committee on Insurance.

By Representative Braxton:

H.B. 1184, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DELIVERY FEES CHARGED BY UNITED STATES GOVERNMENT AGENCIES TO BORROWERS DO NOT COUNT AS POINTS OR FEES IN HOME LOANS, BUT RISK-BASED FEES CHARGE BY UNITED STATES GOVERNMENT AGENCIES DO COUNT AS DISCOUNT POINTS, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

By Representatives Sutton, Harrison, and Lucas:

H.B. 1185, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INDIVIDUAL CONVICTED OF HABITUAL DRIVING WHILE IMPAIRED TO BE ELIGIBLE TO PETITION FOR A HEARING TO RESTORE

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DRIVING PRIVILEGES AFTER TEN YEARS WITHOUT ANY TRAFFIC OR CRIMINAL CONVICTIONS, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Earle, M. Alexander, Lucas, and England (Primary Sponsors); Brisson, Faison, Glazier, Harrison, Insko, and Wainwright:

H.B. 1186, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTY DEPARTMENTS OF SOCIAL SERVICES TO CONDUCT FOLLOW-UP MONITORING OF ADULT CARE HOMES TO ENSURE COMPLIANCE WITH STATE AND FEDERAL LAW, is referred to the Committee on Aging and, if favorable, to the Committee on Health.

By Representatives Earle, M. Alexander, Lucas, and England (Primary Sponsors); Brisson and Insko:

H.B. 1187, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE HEALTH STATUTES PERTAINING TO HEALTH CARE PERSONNEL AND HEALTH CARE FACILITIES, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

By Representatives Insko, Earle, M. Alexander, and England (Primary Sponsors); Brisson, Glazier, Hughes, Lucas, and Wainwright:

H.B. 1188, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE APPOINTMENT OF AREA AUTHORITY AND COUNTY PROGRAM DIRECTORS AND MEMBERSHIP ON A LOCAL MANAGEMENT ENTITY BOARD OF DIRECTORS, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Insko, Earle, M. Alexander, and England (Primary Sponsors); Brisson, Glazier, Hughes, and Lucas:

H.B. 1189, A BILL TO BE ENTITLED AN ACT REQUIRING PHYSICIANS OR ELIGIBLE PSYCHOLOGISTS CONDUCTING EXAMINATIONS TO INFORM THE LOCAL MANAGEMENT ENTITY THAT AN INDIVIDUAL HAS BEEN SCHEDULED FOR AN APPOINTMENT WITH AN OUTPATIENT TREATMENT PHYSICIAN OR CENTER, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Health.

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By Representatives Glazier, Stam, and Ross (Primary Sponsors); Blue, Faison, Harrison, and Lucas:

H.B. 1190, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND STRENGTHEN THE LAW REGARDING THE PRESERVATION OF DNA AND BIOLOGICAL EVIDENCE THAT IS RELATED TO A CRIMINAL OFFENSE AND A DEFENDANT'S ACCESS TO THAT EVIDENCE, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Judiciary II.

By Representative Blust:

H.B. 1191, A BILL TO BE ENTITLED AN ACT TO PROTECT OWNERS OF ABANDONED PROPERTY BY REGULATING PROPERTY FINDERS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

By Representatives Blust and Starnes:

H.B. 1192, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LEGISLATORS FROM INFLUENCING THE SELECTION OF LOBBYISTS, is referred to the Committee on Ethics and, if favorable, to the Committee on Judiciary I.

By Representatives Blust, Current, and Starnes:

H.B. 1193, A BILL TO BE ENTITLED AN ACT TO MAKE CANDIDATE AND CANDIDATE COMMITTEE CONTRIBUTIONS TO POLITICAL PARTIES SUBJECT TO THE GENERAL CONTRIBUTION LIMIT, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Blust, Current, and Starnes:

H.B. 1194, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE ETHICS COMMISSION SHALL HEAR ETHICS COMPLAINTS AGAINST LEGISLATORS, is referred to the Committee on Ethics and, if favorable, to the Committee on Judiciary I.

By Representatives England and Faison:

H.B. 1195, A BILL TO BE ENTITLED AN ACT TO DEFINE SURGERY UNDER THE LAWS REGULATING THE PRACTICE OF OPTOMETRY, is referred to the Committee on Health and, if favorable, to the Committee on State Government/State Personnel.

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By Representatives England, Harrison, and Lucas:

H.B. 1196, A BILL TO BE ENTITLED AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representatives Parmon and Womble (Primary Sponsors):

H.B. 1197, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR NORTHWEST CHILD DEVELOPMENT CENTERS, INC., is referred to the Committee on Appropriations.

By Representatives Avila and Glazier (Primary Sponsors); Cleveland, Dollar, Frye, Hilton, Killian, Lucas, Samuelson, Stam, Stiller, and Sutton:

H.B. 1198, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PERSONS WHO HAD A THREE-YEAR WAITING PERIOD FOR A HEARING ON CONDITIONAL RESTORATION OF A REVOKED LICENSE WHEN THE LAW WAS CHANGED TO A FIVE-YEAR WAITING PERIOD WERE NOT AFFECTED BY THE CHANGE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Harrison, Underhill, and Fisher (Primary Sponsors); Harrell, Insko, and Martin:

H.B. 1199, A BILL TO BE ENTITLED AN ACT TO EXTEND THE STANDARDS GOVERNING ENERGY EFFICIENCY AND WATER USE FOR MAJOR FACILITY CONSTRUCTION AND RENOVATION PROJECTS INVOLVING STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS TO MAJOR FACILITY CONSTRUCTION AND RENOVATION PROJECTS INVOLVING BUILDINGS OF PUBLIC SCHOOL DISTRICTS AND ANY OTHER ENTITIES THAT RECEIVE FUNDING IN EXCESS OF A TOTAL OF TWENTY THOUSAND DOLLARS FOR THE PROJECT IN ANY STATE CAPITAL BUDGET, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Appropriations.

By Representatives Harrison and Underhill (Primary Sponsors); Faison, Fisher, Glazier, Harrell, Insko, Lucas, and Martin:

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H.B. 1200, A BILL TO BE ENTITLED AN ACT TO EXTEND THE LEGISLATIVE COMMISSION ON GLOBAL CLIMATE CHANGE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Harrison, Insko, Martin, and Glazier (Primary Sponsors); Fisher and Harrell:

H.B. 1201, A BILL TO BE ENTITLED AN ACT TO REQUIRE, PRIOR TO APPLYING PESTICIDES TO RIGHTS-OF-WAY, THAT TELEGRAPH, TELEPHONE, ELECTRIC, AND LIGHTING COMPANIES NOTIFY PROPERTY OWNERS OF THE RIGHTS-OF-WAY OR ADJACENT TO SUCH LAND THAT PESTICIDES ARE TO BE APPLIED TO THE LAND AND TO PROVIDE THESE PROPERTY OWNERS WITH THE OPPORTUNITY TO STOP SUCH APPLICATION FROM TAKING PLACE ON THEIR LAND, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Harrison and Cotham (Primary Sponsors); Faison and Lucas:

H.B. 1202, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO INCLUDE APPOINTEES FROM ELON UNIVERSITY SCHOOL OF LAW AND THE CHARLOTTE SCHOOL OF LAW (NC), INC., is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Harrison and Lucas:

H.B. 1203, A BILL TO BE ENTITLED AN ACT TO CREATE THE STATUTORY OFFENSE OF FELONY MURDER, is referred to the Committee on Judiciary I.

By Representative Harrison:

H.B. 1204, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITIONS OF "ELECTIONEERING COMMUNICATION" AND "CANDIDATE-SPECIFIC COMMUNICATION" TO CLARIFY WHAT IS SUSCEPTIBLE OF NO REASONABLE INTERPRETATION OTHER THAN AS AN APPEAL TO VOTE FOR OR AGAINST A SPECIFIC CANDIDATE, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Harrison, Underhill, and Glazier (Primary Sponsors); Faison, Fisher, Harrell, Insko, Lucas, and Martin:

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H.B. 1205, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA COMMISSION ON CLIMATE CHANGE AND TO ESTABLISH THE ADVISORY COUNCIL TO THE NORTH CAROLINA COMMISSION ON CLIMATE CHANGE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Harrison, Harrell, Cotham, and Glazier (Primary Sponsors); Insko, Mackey, Martin, and Wray:

H.B. 1206, A BILL TO BE ENTITLED AN ACT TO EXPAND APPLICATION OF THE LAW CONCERNING THE HOLDING AND DISPOSAL OF UNCLAIMED ANIMALS, is referred to the Committee on Agriculture and, if favorable, to the Committee on Judiciary I.

By Representatives Cole and Gibson (Primary Sponsors); and Wray:

H.B. 1207, A BILL TO BE ENTITLED AN ACT TO IMPROVE AIR QUALITY IN THE STATE BY ESTABLISHING A VEHICLE RETIREMENT PROGRAM TO PROVIDE INCENTIVES FOR REMOVING OLDER, MORE POLLUTING VEHICLES FROM OPERATION AND TO ESTABLISH A CONSUMER EDUCATION PROGRAM DESIGNED TO IMPROVE VEHICLE FUEL ECONOMY AND REDUCE CARBON DIOXIDE EMISSIONS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Cole, Faison, and Gibson (Primary Sponsors); Dollar, England, Lucas, and Wray:

H.B. 1208, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY FROM REGULATING THE FEE AMOUNT CHARGED BY A WRECKER SERVICE THAT PARTICIPATES IN THE ROTATION WRECKER SYSTEM FOR THE STATE HIGHWAY PATROL FOR TOWING, REMOVAL, RECOVERY, AND STORAGE, is referred to the Committee on Transportation and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Cole and Lucas:

H.B. 1209, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE LEGISLATION ENACTED IN 2007 TO REQUIRE SUPPLIERS THAT IMPORT GASOLINE FOR SALE TO OFFER TO DISTRIBUTORS

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OR RETAILERS ONLY GASOLINE THAT IS NOT PREBLENDED WITH FUEL ALCOHOL AND THAT IS SUITABLE FOR SUBSEQUENT SUCH BLENDING ALSO REQUIRES THESE SUPPLIERS TO OFFER SUCH GASOLINE AT EACH TERMINAL IN THE STATE, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

By Representatives Cole, Barnhart, Gibson, Goforth, Killian, Lucas, Steen, Tarleton, and Wray:

H.B. 1210, A BILL TO BE ENTITLED AN ACT TO FACILITATE OBTAINING FEDERAL WAIVERS THAT ARE NECESSARY TO ENSURE ADEQUATE GASOLINE SUPPLIES THROUGHOUT THE STATE; TO ALLOW THE GOVERNOR TO ENABLE BUSINESSES THAT SELL ITEMS CONSUMED OR USED TO SUSTAIN LIFE, HEALTH, SAFETY, OR ECONOMIC WELL-BEING TO BE EXEMPT FROM LOCAL CURFEWS; AND TO MAKE VARIOUS OTHER CHANGES THAT WILL FACILITATE POPULACE ACCESS TO EMERGENCY SUPPLIES AND SERVICES, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative E. Warren:

H.B. 1211, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE FERRYMON AND MODMON PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Brubaker and Hurley:

H.B. 1212, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A FEE TO BE ASSESSED AGAINST A COMPLAINANT WHO DROPS THE CHARGES OR REFUSES TO COOPERATE WITH THE PROSECUTION, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representative Brubaker:

H.B. 1213, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF BROADBAND SERVICE TO ENCOURAGE DEPLOYMENT OF COMPETITIVE INTERNET PROTOCOL-ENABLED SERVICES, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Public Utilities.

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By Representatives Allred and Starnes:

H.B. 1214, A BILL TO BE ENTITLED AN ACT TO LIMIT THE COMPENSATION OF NONPROFIT EXECUTIVES BY DENYING THE SALES TAX REFUND TO NONPROFITS THAT PAY THEIR EXECUTIVES FIVE HUNDRED THOUSAND DOLLARS OR MORE PER YEAR, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Allred and Starnes:

H.B. 1215, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF INCOME FOR PURPOSES OF DETERMINING THE INCOME ELIGIBILITY LIMIT FOR THE HOMESTEAD EXCLUSION, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Allred and Starnes:

H.B. 1216, A BILL TO BE ENTITLED AN ACT TO EXEMPT OFFICE EQUIPMENT FROM PROPERTY TAX, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Allred and Harrison:

H.B. 1217, A BILL TO BE ENTITLED AN ACT REQUIRING THAT RESIDENTIAL PROPERTY DISCLOSURE STATEMENTS INCLUDE CONDITIONS OF THE PROPERTY RELATED TO TOXIC WATER AND OTHER ENVIRONMENTAL CONCERNS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Allred and Harrison:

H.B. 1218, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS WHO HAVE OBTAINED A PERMIT FOR THE LAND APPLICATION OF SLUDGE AND TO PROHIBIT PERSONS WHO HAVE OBTAINED A PERMIT FOR THE LAND APPLICATION OF SEPTAGE FROM APPLYING THE SLUDGE OR SEPTAGE ON ANY PUBLIC PARKS, SCHOOL GROUNDS, OR ATHLETIC FIELDS AND TO REQUIRE THE POSTING OF PUBLIC NOTICES OF THE RISKS OF TOXIC CONTAMINANTS IN SLUDGE AND SEPTAGE, is referred to the Committee on Agriculture and, if favorable, to the Committee on Environment and Natural Resources.

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By Representative Allred:

H.B. 1219, A BILL TO BE ENTITLED AN ACT TO PROHIBIT AUTOMATIC CONTRACT RENEWALS IN CONSUMER OR BUSINESS CONTRACTS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Wainwright, Earle, Mackey, and K. Alexander (Primary Sponsors); M. Alexander and Parmon:

H.B. 1220, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE GREATER ENRICHMENT PROGRAM FOR THE PURCHASE OF BUSES TO TRANSPORT LOW-INCOME CHILDREN PARTICIPATING IN ITS AFTER-SCHOOL AND SUMMER PROGRAMS, is referred to the Committee on Appropriations.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Standing Committee on Appropriations, refer **H.B. 88** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND COMPREHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN THROUGH NINE, to the Appropriations Subcommittee on Education.

CALENDAR

Action is taken on the following:

H.B. 463 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDEFINE THE TERM "ANTIQUÉ FIREARM" WITH REGARD TO THE LAW THAT REGULATES THE TRANSFER OF HANDGUNS AND WITH REGARD TO THE FELONY FIREARMS ACT.

On motion of Representative Goforth and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

H.R. 990 (Committee Substitute), A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2009 REGULAR SESSION.

Representative Dollar offers Amendment No. 1 which fails of adoption by electronic vote (52-63).

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Representatives Harrell and E. Floyd state that their voting equipment malfunctioned and they request to change their votes from "aye" to "no". These requests are granted. The adjusted vote total is (50-65).

Representative Daughtry offers Amendment No. 2 which fails of adoption by electronic vote (50-65).

Representative Stam offers Amendment No. 3 which fails of adoption by electronic vote (50-65).

The resolution is adopted, by electronic vote (77-38), and ordered printed.

ADDENDA TO COMMITTEE ASSIGNMENTS

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The Speaker makes the following committee assignments:

PENDER/NEW HANOVER REDISTRICTING: Representative Martin, Chair; Representatives M. Alexander, Holliman, Hughes, Justice, McComas, Stam, Stiller, Sutton, and Wainwright.

CALENDAR (continued)

H.B. 440 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF AUTOMATED CAMERA OR VIDEO RECORDING SYSTEMS TO DETECT AND PROSECUTE INDIVIDUALS WHO PASS STOPPED SCHOOL BUSES, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, passes its third reading, by electronic vote (115-0), and is ordered sent to the Senate.

H.B. 120 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

Representative Starnes offers Amendment No. 1 which is adopted by electronic vote (110-4).

The bill, as amended, passes its second reading, by electronic vote (60-52).

Representative Stam objects to the third reading. The bill remains on the Calendar.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Cole, Vice-Chair, for the Committee on Transportation:

H.B. 418, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO DRIVERS LICENSE RENEWAL PERIODS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 38(b), the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 825, A BILL TO BE ENTITLED AN ACT TO PERMIT GARBAGE TRUCKS TO STOP ON THE PAVEMENT OF HIGHWAYS OUTSIDE MUNICIPAL LIMITS WHILE COLLECTING GARBAGE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

H.B. 858, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A CHILDHOOD CANCER AWARENESS PLATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 377, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY EMERGENCY MANAGEMENT CERTIFICATION PROGRAM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE

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ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 9. The original bill is placed on the Unfavorable Calendar.

H.B. 378, A BILL TO BE ENTITLED AN ACT TO STATUTORILY ESTABLISH THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 9. The original bill is placed on the Unfavorable Calendar.

H.B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW MUTUAL AID AGREEMENTS BETWEEN THE STATE AND POLITICAL SUBDIVISIONS OF THE STATE, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 9.

H.B. 723, A BILL TO BE ENTITLED AN ACT TO REQUIRE HOLDERS OF ABANDONED PROPERTY WITH FIFTY OR MORE PROPERTY OWNER RECORDS TO FILE ELECTRONICALLY WITH THE OFFICE OF THE STATE TREASURER, TO ALLOW HOLDERS WITH LESS THAN FIFTY PROPERTY OWNER RECORDS TO FILE ELECTRONICALLY, AND TO ALLOW HOLDERS REPORTING ELECTRONICALLY TO FILE AN ELECTRONIC AFFIDAVIT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 614, A BILL TO BE ENTITLED AN ACT TO MAKE IMPROVEMENTS TO THE ABSENTEE VOTING LAWS, ESPECIALLY TO IMPROVE THE ABILITY OF MILITARY AND OVERSEAS VOTERS

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TO CAST TIMELY BALLOTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

The committee substitute bill is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs. The original bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 76 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SET A NEW MINIMUM FILING FEE FOR BOARD OF EDUCATION CANDIDACY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 9. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 203 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF ESTATES THAT MAY BE ADMINISTERED UNDER THE SMALL ESTATES PROVISIONS OF THE GENERAL STATUTES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 9. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL-TEACHERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 9.

H.B. 422, A BILL TO BE ENTITLED AN ACT TO VOLUNTARILY ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE

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LIMITS OF THE CITY OF KANNAPOLIS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 9. The original bill is placed on the Unfavorable Calendar.

H.B. 447, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FROM STATUTORY COPY COSTS TO PRISONER LEGAL SERVICES AND OTHER ATTORNEYS WORKING UNDER CONTRACT WITH THE OFFICE OF INDIGENT DEFENSE SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 9.

H.B. 465 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH AND THE TOWN OF CHAPEL HILL TO ALLOW ACTIVATION OF PARKING METERS BY CREDIT CARD OR OTHER ELECTRONIC MEANS AND TO USE PROCEEDS COLLECTED FROM PARKING METERS FOR PARKING PROGRAMS AND PROVIDING PARKING FACILITIES, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 9. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 531, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 9. The original bill is placed on the Unfavorable Calendar.

Representative Owens moves, seconded by Representative Barnhart, that the House adjourn, subject to the receipt of Committee Reports, to reconvene April 9 at 1:00 p.m.

The motion carries.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following report from standing committee or permanent subcommittee is presented:

By Representatives Harrison, Pierce, and E. Warren, Chairs, for the Appropriations Subcommittee on Natural and Economic Resources, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 628 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO EXPEND EXISTING MONEYS FOR CAPITAL IMPROVEMENT PROJECTS AT NORTH CAROLINA AQUARIUM SATELLITE AREAS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 9.

The House stands adjourned at 6:40 p.m.

FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Thursday, April 9, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"We lift our eyes to the hills, from where does our help come. Our help comes in the name of the Lord, who made the heavens and the earth.' Lord, as we move through the journey of life, we experience winding roads, deep valleys, and raging storms. But also, we experience the joy and the gifts of love and friendships and other mountaintop experiences. Let us experience the whole of life that we may fully and completely place our trust in You and so know that both in times of sorrow and in times of joy, our lives, indeed our souls, are wonderfully safe in the palm of Your merciful and gentle hands. Amen."

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Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Coates, Dockham, Earle, Gibson, Rhyne, and Stiller for today. Representative R. Warren is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 494, AN ACT ALLOWING A SUPERIOR COURT JUDGE TO PERFORM MARRIAGE CEREMONIES.

CALENDAR

Action is taken on the following:

H.B. 120 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 14.

H.B. 358 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY APPOINTMENT TO CONSECUTIVE TERMS ON THE NORTH CAROLINA STUDY COMMISSION ON AGING AND THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

Representative Blue requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (108-0).

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 383 (Committee Substitute), A JOINT RESOLUTION HONORING THE FOUNDER OF THE HOUSE OF FLAGS MUSEUM, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

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H.B. 596, A BILL TO BE ENTITLED AN ACT DESIGNATING APRIL AS WOODWORKING MONTH IN NORTH CAROLINA, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 422 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Carney, Coates, Dockham, Earle, Gibson, Rhyne, and Stiller - 7.

H.B. 465 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITIES OF RALEIGH AND WILMINGTON AND THE TOWNS OF CHAPEL HILL, WRIGHTSVILLE BEACH, CAROLINA BEACH, AND KURE BEACH TO ALLOW ACTIVATION OF PARKING METERS BY CREDIT CARD OR OTHER ELECTRONIC MEANS AND TO USE PROCEEDS COLLECTED FROM PARKING METERS FOR PARKING PROGRAMS AND PROVIDING PARKING FACILITIES.

Representative McComas offers Amendment No. 1 which is adopted by electronic vote (112-0). This amendment changes the title.

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The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Carney, Coates, Dockham, Earle, Gibson, Rhyne, and Stiller - 7.

H.B. 531 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

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Voting in the negative: None.

Excused absences: Representatives Carney, Coates, Dockham, Earle, Gibson, Rhyne, and Stiller - 7.

H.B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE THE OFFICE OF TAX COLLECTOR IN AVERY COUNTY APPOINTIVE RATHER THAN ELECTIVE, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 76 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SET A NEW MINIMUM FILING FEE FOR BOARD OF EDUCATION CANDIDACY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burris-Floyd, Cole, Cotham, Crawford, Current, Daughtry, Dickson, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 101.

Voting in the negative: Representatives Burr, Cleveland, Dollar, Folwell, Gillespie, Guice, Holloway, Hurley, Killian, Setzer, and Wiley - 11.

Excused absences: Representatives Carney, Coates, Dockham, Earle, Gibson, Rhyne, and Stiller - 7.

H.B. 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL-TEACHERS.

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Representative Guice offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gully, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 111.

Voting in the negative: Representative McGee.

Excused absences: Representatives Carney, Coates, Dockham, Earle, Gibson, Rhyne, and Stiller - 7.

H.B. 203 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF ESTATES THAT MAY BE ADMINISTERED UNDER THE SMALL ESTATES PROVISIONS OF THE GENERAL STATUTES, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

Representative Stewart requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 377 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY EMERGENCY MANAGEMENT CERTIFICATION PROGRAM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 378 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STATUTORILY ESTABLISH THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW MUTUAL AID AGREEMENTS BETWEEN THE STATE AND POLITICAL SUBDIVISIONS OF THE STATE, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 447, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FROM STATUTORY COPY COSTS TO PRISONER LEGAL SERVICES AND OTHER ATTORNEYS WORKING UNDER CONTRACT WITH THE OFFICE OF INDIGENT DEFENSE SERVICES, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 628 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO EXPEND EXISTING MONEYS FOR CAPITAL IMPROVEMENT PROJECTS AT NORTH CAROLINA AQUARIUM SATELLITE AREAS, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

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H.J.R. 637, A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH ANNIVERSARY OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.B. 765 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE EXISTING ELECTIVE SHARE STATUTES, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

Representative Cole requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (109-0).

The bill passes its third reading and is ordered sent to the Senate.

Representative Owens moves, seconded by Representative Faison, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, and the receipt of Messages from the Senate, to reconvene Monday, April 13, 2009 at 7:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 737, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SEEK A MEDICAID WAIVER FOR INDIVIDUALS WITH TRAUMATIC BRAIN INJURY, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS AND BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

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By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 170 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF STATE SHALL NOTIFY PARTIES AND ELECTORS OF THE DUAL-OFFICE HOLDING RULE, AND TO ALLOW PRESIDENTIAL ELECTORS TO HOLD THAT OFFICE IN ADDITION TO THE NUMBER OF APPOINTIVE OFFICES ALLOWED BY LAW, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 581, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE FOR THE COMMISSIONERS IN A PARTITION ACTION TO REPORT BACK TO THE COURT ON THEIR PROPOSED DIVISION OF THE LAND, AND TO EXTEND THE DEADLINE FOR RESPONDING TO A SUMMONS IN A PARTITION ACTION FROM TEN DAYS TO THIRTY DAYS, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 908, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT OF POLITICAL AND COMMERCIAL EXPRESSION AROUND A VOTING PLACE; TO CLARIFY THAT SEVENTEEN-YEAR-OLDS MAY REGISTER AT EARLY VOTING SITES UNDER THE SAME CONDITIONS THEY MAY REGISTER ELSEWHERE; TO PROHIBIT THE AWARDED OF ATTORNEYS' FEES AGAINST THE STATE BOARD OF ELECTIONS IN ELECTION PROTEST CASES; AND TO COMPLETE THE BURDEN OF PROOF PROVISIONS IN THE CANDIDATE-CHALLENGE STATUTE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

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By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

H.B. 464, A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR USE AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES, AND TO EXPAND THE ACT TO ALL RALEIGH PILOT PROGRAMS AIMED AT INCREASING ENERGY EFFICIENCY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORITY OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO LOCATE AND ACQUIRE RIGHT-OF-WAY FOR THE LOCATION, ABOVE OR BELOW GROUND, OF FIBER-OPTIC CABLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Transportation.

The bill is re-referred to the Committee on Transportation.

H.B. 595, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMITTEE ON HIGH-SPEED INTERNET IN UNDERSERVED URBAN AREAS, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 722, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT GLASS VIALS THAT ARE A CERTAIN LENGTH AND DIAMETER THAT MAY BE USED AS DRUG PARAPHERNALIA SHALL BE SOLD FROM BEHIND THE COUNTER AND TO REQUIRE THAT A PURCHASER PROVIDE CERTAIN IDENTIFYING INFORMATION

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WHEN PURCHASING THESE PRODUCTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 786, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN OFFICE OF PROSECUTION SERVICES TO MANAGE THE BUDGETARY ASPECTS OF THE VARIOUS DISTRICT ATTORNEY OFFICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Glazier, McLawhorn, and Rapp, Chairs, for the Appropriations Subcommittee on Education, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 88 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND COMPREHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN THROUGH NINE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Bell and Lucas, Chairs, for the Standing Committee on Education, refer the following bills to the Education Subcommittee on Community Colleges:

H.B. 808, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY STRATEGIES FOR MAKING THE CONSTRUCTION PROCESS FOR COMMUNITY COLLEGE FACILITIES MORE EFFICIENT.

H.B. 735, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING BUILDING CODE STANDARDS FOR BUILDINGS

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USED BY HIGH SCHOOL STUDENTS ATTENDING CLASSES ON COMMUNITY COLLEGE CAMPUSES.

H.B. 1045, A BILL TO BE ENTITLED AN ACT TO MODIFY THE BOND REQUIREMENTS FOR PROPRIETARY SCHOOLS.

Representatives Bell and Lucas, Chairs, for the Standing Committee on Education, refer the following bills to the Education Subcommittee on Pre-School, Elementary and Secondary Education:

H.B. 952, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMITTEE ON TEACHER COMPENSATION.

H.B. 717, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE CONSOLIDATION OF THE GENERAL STATUTES AND ADMINISTRATIVE RULES PERTAINING TO HIGH SCHOOL PROGRAMS OFFERED AT COMMUNITY COLLEGES.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Folwell, Crawford, Gibson, and Avila (Primary Sponsors); Dollar, Faison, Hurley, Langdon, Lucas, and Spear:

H.B. 1221, A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF STATE PERSONNEL TO DEVELOP AN EMPLOYEE BENEFITS STATEMENT THAT REFLECTS THE CURRENT VALUE OF EMPLOYEE BENEFITS PROVIDED TO STATE EMPLOYEES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Pensions and Retirement and, if favorable to the Committee on Appropriations.

By Representatives Blue, Cotham, Faison, Harrison, Hughes, Jones, Lucas, Parmon, Womble, and Wray:

H.B. 1222, A BILL TO BE ENTITLED AN ACT TO UPDATE THE RATE SPREAD AND HIGH-COST HOME LOANS STATUTES, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

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By Representatives Blue, Glazier, and Harrison (Primary Sponsors); Cotham, Faison, E. Floyd, Insko, Jones, Lucas, Luebke, Wainwright, Weiss, Womble, and Wray:

H.B. 1223, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL CONSUMER PROTECTIONS IN CONDITIONAL SALES CONTRACTS, TO PROVIDE ITEM-BASED PRICING FOR ADD-ON SERVICES AND PRODUCTS IN MOTOR VEHICLE SALES, AND TO PROHIBIT DEALER COMPENSATION FOR INCREASING INTEREST RATES ON MOTOR VEHICLE LOANS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Blue, E. Floyd, Insko, Lucas, and Wray:

H.B. 1224, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE THE PROCESS FOR FILLING OF VACANCIES IN LOCAL OFFICES, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Haire, Stewart, Rapp, and Tolson (Primary Sponsors); Bell, Glazier, Lucas, McLawhorn, and Yongue:

H.B. 1225, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY THE FEASIBILITY OF IMPLEMENTING A TRIMESTER SYSTEM FOR MOST OF THE STATE'S PUBLIC UNIVERSITIES AND TO DESIGN A PILOT PROGRAM TO BE IMPLEMENTED AT SELECTED PUBLIC UNIVERSITIES TO HELP DETERMINE WHETHER SUCH A CONVERSION WOULD BE BENEFICIAL, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Love, Faison, Blue, and Moore (Primary Sponsors); Dickson, Lucas, Ross, and Wray:

H.B. 1226, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REFORM THE STATUTES OF LIMITATION AND REPOSE IN PRODUCT LIABILITY ACTIONS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Gibson, Goforth, Lewis, and Wray:

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H.B. 1227, A BILL TO BE ENTITLED AN ACT TO CONFORM CERTAIN NORTH CAROLINA TAX CREDITS TO THE FEDERAL NEW MARKETS TAX CREDIT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative Gibson:

H.B. 1228, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE ABC COMMISSION TO ADOPT RULES CONCERNING PRIVATE CLUBS, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Gibson, Wray, Tillis, and Mills (Primary Sponsors); Faison, Lucas, and Moore:

H.B. 1229, A BILL TO BE ENTITLED AN ACT EXTINGUISHING THE LIABILITY OF RETAILERS FOR SALES TAX OVER-COLLECTIONS MADE IN RELIANCE ON WRITTEN ADVICE OF THE SECRETARY OF REVENUE, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Gibson, Cole, Gillespie, Lucas, Tolson, Tucker, and Wilkins:

H.B. 1230, A BILL TO BE ENTITLED AN ACT TO LIMIT NEW AGENCY REGULATORY REQUIREMENTS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

By Representative Gibson:

H.B. 1231, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES GOVERNING COLLECTION AGENCIES TO ALLOW THE SUBMISSION OF A CERTIFIED AUDIT OF THE PERMIT APPLICANT'S ULTIMATE PARENT AS AN ALTERNATIVE TO SUBMISSION OF THE PERMIT APPLICANT'S BALANCE SHEET, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Insurance.

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By Representatives Gibson, Coates, Faison, Gillespie, Hughes, Lucas, and Wray:

H.J.R. 1232, A JOINT RESOLUTION TO AUTHORIZE THE REVENUE LAWS STUDY COMMITTEE AND THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY WHAT SOURCES OF REVENUE, IF ANY, COULD ACCRUE FOR THE BENEFIT OF NORTH CAROLINA IN THE EVENT THE OFFSHORE DRILLING EXPLORATION FOR OIL OR NATURAL GAS IN COASTAL WATERS OFF NORTH CAROLINA WERE TO TAKE PLACE IN THE FUTURE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gibson and Lucas:

H.B. 1233, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE GOVERNOR SHALL NOT USE PROCEEDS FROM SPECIAL REVENUE FUNDS OR SPECIAL REVENUE FUND BALANCES TO REMEDY A GENERAL FUND BUDGET DEFICIT UNLESS THE GOVERNOR HAS EXHAUSTED ALL AVAILABLE GENERAL FUND REVENUE SOURCES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Gibson, Faison, Mackey, Neumann, and Wray:

H.B. 1234, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN FIREARMS MAY BE POSSESSED, CARRIED, AND TRANSPORTED IN A STATE PARK THAT IS ADJACENT TO A NATIONAL PARK OR A NATIONAL WILDLIFE REFUGE, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

By Representative Gibson:

H.B. 1235, A BILL TO BE ENTITLED AN ACT REQUIRING COUNTIES AND CITIES TO HAVE REASONABLE CAUSE BEFORE INSPECTING RESIDENTIAL AND NONRESIDENTIAL BUILDINGS OR STRUCTURES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Gibson and Wilkins (Primary Sponsors); Allen, Coates, Faison, Hughes, Lucas, McLawhorn, Moore, Tarleton, Tucker, and Wray:

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H.B. 1236, A BILL TO BE ENTITLED AN ACT TO PROMOTE VOLUNTARY, YEAR-ROUND WATER CONSERVATION AND WATER USE EFFICIENCY MEASURES BY COMMERCIAL AND INDUSTRIAL WATER USERS, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Moore, England, and Burris-Floyd (Primary Sponsors); Current, Dickson, Lucas, and Neumann:

H.B. 1237, A BILL TO BE ENTITLED AN ACT TO ESTABLISH ADULT DAY HEALTH OVERNIGHT RESPITE PROGRAMS AND TO DIRECT THE DIVISION OF MEDICAL ASSISTANCE TO PURSUE A MEDICAID WAIVER TO PROVIDE COVERAGE FOR RESPITE CARE, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Tarleton and Harrison:

H.B. 1238, A BILL TO BE ENTITLED AN ACT TO FACILITATE SOLID WASTE REDUCTION, REUSE, AND RECYCLING PROGRAMS AT LARGE VENUES AND LARGE EVENTS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Environment and Natural Resources and, if favorable to the Committee on Finance.

By Representatives Sager, Cleveland, Stevens, and Randleman (Primary Sponsors); Avila, Boles, Brown, Burris-Floyd, Current, Dollar, Gulley, Hurley, Justice, Lewis, Moore, Stam, Wainwright, and Wray:

H.B. 1239, A BILL TO BE ENTITLED AN ACT TO REQUIRE LONG-TERM CARE FACILITIES TO REQUIRE APPLICANTS FOR EMPLOYMENT AND CERTAIN EMPLOYEES TO SUBMIT TO DRUG TESTING FOR CONTROLLED SUBSTANCES, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

By Representatives Wray, Wainwright, Owens, and Holliman (Primary Sponsors); Adams, Allen, Bell, Blue, Braxton, Brisson, Bryant, Coates, Cole, Crawford, Earle, Faison, Farmer-Butterfield, Gibson, Gillespie, Goforth, Hall, Harrell, Hughes, Jones, Lucas, Parmon, Ross, Spear, Stewart, Sutton, Tolson, Tucker, R. Warren, Wilkins, and Womble:

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H.B. 1240, A BILL TO BE ENTITLED AN ACT TO STIMULATE CERTAIN HOME PURCHASES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Wray, Hilton, and Cleveland (Primary Sponsors); Barnhart, Current, Moore, Neumann, Setzer, and Starnes:

H.B. 1241, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CONCEALED CARRY PERMIT HOLDERS TO HAVE A CONCEALED HANDGUN LOCKED IN A MOTOR VEHICLE ON EDUCATIONAL PROPERTY, AND TO CARRY A CONCEALED HANDGUN INTO ASSEMBLIES, ESTABLISHMENTS WHERE ALCOHOLIC BEVERAGES ARE SOLD, AT PARADES, AND DURING EMERGENCIES AND RIOTS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

By Representatives Mobley, Parmon, and Womble (Primary Sponsors); Adams, K. Alexander, Cotham, Harrison, Holliman, Hughes, Jones, Lucas, Mackey, Wainwright, and Wray:

H.B. 1242, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A POST-SENTENCING REVIEW FOR CERTAIN YOUTHFUL OFFENDERS, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary I.

By Representatives Mobley, Adams, K. Alexander, Cotham, Faison, Farmer-Butterfield, Holliman, Jones, Lucas, Mackey, Parmon, Wainwright, Womble, and Wray:

H.B. 1243, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE INCOME REQUIREMENTS OF THE MEDICAID AND COMMUNITY ALTERNATIVE PROGRAMS (CAP), is referred to the Committee on Health and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Haire and Tolson (Primary Sponsors); Lucas, McLawhorn, Tucker, and Wray:

H.B. 1244, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY THE COMMUNITY COLLEGES AND TO DESIGN A PILOT PROGRAM TO BE IMPLEMENTED AT SELECTED COMMUNITY COLLEGES TO HELP

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DETERMINE WHETHER SUCH A CONVERSION WOULD BE BENEFICIAL, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Haire and Cole (Primary Sponsors); Braxton, Crawford, Current, Lucas, and Wray:

H.B. 1245, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF TOLLING ALL INTERSTATE HIGHWAYS ENTERING INTO THIS STATE IN COOPERATION WITH EACH SURROUNDING STATE, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representative Haire:

H.B. 1246, A BILL TO BE ENTITLED AN ACT TO ALLOW WATER WELL CONTRACTORS TO GROUT WATER WELLS WITHOUT A PRIOR INSPECTION BY THE LOCAL HEALTH DEPARTMENT AND TO REQUIRE WATER WELL CONTRACTORS TO OBTAIN A BOND OR OTHER SECURITY PAYABLE FOR LOSSES DUE TO DEFECTIVE WELL CONSTRUCTION OR WELL REPAIR, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Haire, Bryant, and Stewart:

H.B. 1247, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE EMPLOYEES HIRED ON AND AFTER OCTOBER 1, 2009, AND CERTAIN RETIREES, TO PAY A PREMIUM FOR COVERAGE UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Insko, Faison, Farmer-Butterfield, Fisher, Glazier, Harrison, Lucas, Mackey, Parmon, Wainwright, Weiss, Womble, and Wray:

H.B. 1248, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUPPORT CONTINUATION OF THE CHILDHOOD OBESITY PREVENTION INITIATIVE OF COMMUNITY CARE OF NORTH CAROLINA, AS RECOMMENDED BY THE NORTH CAROLINA TASK FORCE ON PREVENTING CHILDHOOD OBESITY, is referred to the Committee on Appropriations.

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By Representatives Harrell and England (Primary Sponsors); Coates, Jackson, Lucas, Martin, Neumann, Stewart, and Wray:

H.B. 1249, A BILL TO BE ENTITLED AN ACT ESTABLISHING DEEP VEIN THROMBOSIS AWARENESS MONTH, is referred to the Committee on Health and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Harrell, Dollar, and Jones (Primary Sponsors); Gibson, Hall, Harrison, Insko, Jackson, Justice, Mackey, Martin, Pierce, Stevens, Stewart, Whilden, and Wray:

H.B. 1250, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION TO PRODUCE A SPECIAL PLATE FOR SOCIAL WORKERS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Harrell, Burris-Floyd, England, and Holliman (Primary Sponsors); Adams, K. Alexander, M. Alexander, Avila, Barnhart, Blackwell, Bordsen, Bryant, Cleveland, Cotham, Current, Dickson, Dockham, Dollar, Earle, Faison, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Grady, Guice, Harrison, Howard, Hurley, Jackson, Jeffus, Johnson, Justice, Justus, Lucas, Luebke, Mackey, Martin, McCormick, McElraft, Neumann, Pierce, Rapp, Sager, Setzer, Stevens, Stewart, Stiller, Tarleton, Wainwright, R. Warren, Whilden, Wiley, and Wray:

H.B. 1251, A BILL TO BE ENTITLED AN ACT ESTABLISHING JUNE AS CANCER SCREENING AWARENESS MONTH, is referred to the Committee on Health and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Harrell, Jones, Avila, and Tillis (Primary Sponsors); Bell, Cole, Crawford, Current, Dollar, Earle, Guice, Gulley, Hilton, Holliman, Johnson, Justus, Lucas, Neumann, Sager, and Steen:

H.B. 1252, A BILL TO BE ENTITLED AN ACT TO REGULATE COMPETITION BETWEEN LOCAL GOVERNMENT AND PRIVATE BUSINESS BY REQUIRING CITIES THAT PROVIDE COMMUNICATIONS SERVICES TO THE PUBLIC TO COMPLY WITH LAWS APPLICABLE TO PRIVATE PROVIDERS, TO ESTABLISH SEPARATE ENTERPRISE FUNDS, TO NOT CROSS-SUBSIDIZE COMMUNICATIONS SERVICE WITH OTHER GOVERNMENTAL FUNDS, TO IMPUTE THE COSTS THAT WOULD BE INCURRED BY PRIVATE PROVIDERS, TO ANNUALLY REMIT TO THE CITY'S GENERAL

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FUND THE COSTS THAT WOULD BE INCURRED BY PRIVATE PROVIDERS, AND TO PREPARE AN ANNUAL AUDIT OF COMPETITIVE ACTIVITIES, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

By Representatives Harrell, Mackey, Hall, and Jones (Primary Sponsors); Cotham, Fisher, Harrison, Insko, Jackson, Luebke, Martin, McComas, and Parmon:

H.B. 1253, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE PLACING OF LIVE FOXES OR COYOTES IN ENCLOSED AREAS FOR THE PURPOSE OF FIELD TRIALS OR THE TRAINING OF DOGS, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Finance.

By Representatives Holloway, Cole, and Martin (Primary Sponsors); Cleveland, Hilton, and Lucas:

H.B. 1254, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PLACE SIGNS ON BRIDGES IN LOCATIONS THAT ARE EASILY VIEWABLE FROM THE WATERWAY OR HIGHWAY PASSING UNDER THE BRIDGES THAT PROVIDE THE NAME OR ROUTE NUMBER OF THE HIGHWAY CROSSING OVER THE BRIDGE, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Holloway, Wiley, Underhill, and Parmon (Primary Sponsors); Blackwood, Blust, Cleveland, Coates, Faison, Guice, Gully, Hilton, Howard, Hurley, Insko, Johnson, Justice, Justus, Langdon, Moore, Neumann, Setzer, Spear, Starnes, and Wray:

H.B. 1255, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN SENTENCING A DEFENDANT CONVICTED OF A SEX OFFENSE AND UPON REQUEST OF THE DISTRICT ATTORNEY, THE COURT MAY ENTER A PERMANENT NO CONTACT ORDER PROHIBITING ANY FUTURE CONTACT OF A CONVICTED SEX OFFENDER WITH THE CRIME VICTIM IF THE COURT DETERMINES THAT APPROPRIATE GROUNDS EXIST FOR THE ORDER, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

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By Representatives Holloway, Tillis, and Braxton (Primary Sponsors); Blackwood, Blust, Cleveland, Dollar, Gulley, Hilton, Justice, Lucas, Moore, Neumann, Setzer, and Starnes:

H.B. 1256, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF LARCENY OF A MOTOR VEHICLE PART, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Samuelson, Cole, Barnhart, and McLawhorn (Primary Sponsors); Allen, Burr, Daughtry, Dollar, Glazier, Guice, Gulley, Harrison, Hurley, Lucas, Martin, McComas, McGee, Mobley, Neumann, Pierce, Starnes, Stevens, Tarleton, and Wiley:

H.B. 1257, A BILL TO BE ENTITLED AN ACT TO MAKE OPERATION OF MEDIUM-SPEED VEHICLES ON PUBLIC STREETS OR HIGHWAYS WITH POSTED SPEED LIMITS LESS THAN THIRTY-FIVE MILES PER HOUR LAWFUL, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Carney, McComas, Tolson, and Allen (Primary Sponsors); M. Alexander, Barnhart, Bordsen, Brown, Burris-Floyd, Crawford, Current, Dickson, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Glazier, Insko, Justice, Killian, Lewis, Lucas, McGee, Neumann, Ross, Samuelson, Steen, Tarleton, Underhill, Weiss, Whilden, Wiley, Wilkins, and Wray:

H.B. 1258, A BILL TO BE ENTITLED AN ACT CREATING THE GLOBAL ENGAGEMENT COMMISSION, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Allen and Faison:

H.B. 1259, A BILL TO BE ENTITLED AN ACT TO CREATE A CIVIL DRIVERS LICENSE REVOCATION PROCESS FOR A PERSON CHARGED WITH DEATH BY MOTOR VEHICLE, TO REQUIRE A TOXICOLOGY REPORT IN ALL CASES WHERE A DEATH BY MOTOR VEHICLE OCCURS, AND TO REQUIRE MANDATORY TRAUMA COUNSELING IN ALL CASES INVOLVING DEATH BY MOTOR VEHICLE, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

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By Representatives Bryant, Cotham, Burr, and Burris-Floyd (Primary Sponsors); K. Alexander, M. Alexander, Blue, Brubaker, Cleveland, Farmer-Butterfield, Fisher, Glazier, Goodwin, Harrell, Harrison, Holliman, Jackson, Jeffus, Jones, Lucas, Luebke, Mackey, Martin, Mobley, Parmon, Sager, Stevens, Underhill, Weiss, Womble, and Yongue:

H.B. 1260, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PREREGISTRATION OF QUALIFIED INDIVIDUALS WHO ARE SIXTEEN OR SEVENTEEN YEARS OF AGE AND TO EXPAND INSTRUCTION ON THE IMPORTANCE OF VOTING IN THE HIGH SCHOOL SOCIAL STUDIES CURRICULUM AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO PROMOTE REGISTRATION AND PREREGISTRATION OF STUDENTS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Education.

By Representatives Mackey and Parmon (Primary Sponsors); K. Alexander, Cotham, Fisher, Harrison, Lucas, Mobley, Pierce, Wainwright, Womble, and Wray:

H.B. 1261, A BILL TO BE ENTITLED AN ACT PROTECTING CHILDREN OF THIS STATE BY MAKING CYBER BULLYING A CRIMINAL OFFENSE PUNISHABLE AS A CLASS 1 MISDEMEANOR, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Judiciary III.

By Representatives Mackey, Jones, and Womble (Primary Sponsors); K. Alexander, Cotham, Faison, Glazier, Lucas, Parmon, Wainwright, and Wray:

H.B. 1262, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXPANSION OF STATE-REIMBURSED INTERPRETING SERVICES TO ENCOMPASS ALL COURT PROCEEDINGS IN WHICH AN INTERPRETER IS NECESSARY TO ASSIST THE COURT IN THE EFFICIENT TRANSACTION OF BUSINESS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Mackey and K. Alexander (Primary Sponsors); Faison, Farmer-Butterfield, Luebke, Starnes, Weiss, and Wray:

H.B. 1263, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT LARGER COUNTIES AND MUNICIPALITIES MAKE RECORDINGS OF CLOSED SESSIONS, is referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

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By Representatives Mackey, Jones, and Womble (Primary Sponsors); Adams, K. Alexander, Cotham, Faison, Farmer-Butterfield, Parmon, Pierce, Wainwright, and Wray:

H.B. 1264, A BILL TO BE ENTITLED AN ACT AUTHORIZING SCHOOL BUS DRIVERS TO USE ANNUAL LEAVE WHEN THEY ARE SICK IF THEY HAVE EXHAUSTED ALL OF THEIR SICK LEAVE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Hall, Mackey, E. Floyd, and Wainwright (Primary Sponsors); Adams, M. Alexander, Barnhart, Blust, Bordsen, Burris-Floyd, Dickson, Dockham, Farmer-Butterfield, Fisher, Goforth, Hughes, Jackson, Love, Lucas, Luebke, McLawhorn, Neumann, Setzer, Stewart, Stiller, Tolson, Tucker, E. Warren, Wilkins, Williams, and Wray:

H.B. 1265, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PRIVATE PERSONNEL SERVICES, JOB LISTING SERVICES, AND INDIVIDUALS PROVIDE A NOTICE TO POTENTIAL CUSTOMERS CONCERNING IDENTITY THEFT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

By Representatives Jones, Mackey, and Hall (Primary Sponsors); Faison, Harrison, and Wray:

H.B. 1266, A BILL TO BE ENTITLED AN ACT TO CREATE A LAW ENFORCEMENT OFFICER LEGAL RIGHTS PROTECTION ACT, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

By Representatives Blue and Lucas:

H.B. 1267, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING LIABILITY OF A COMMERCIAL SOCIAL NETWORKING SITE TO PROVIDE THAT THE WEB SITE SHALL NOT BE HELD CIVILLY LIABLE FOR DAMAGES ARISING OUT OF COMMUNICATIONS ON THE WEB SITE IF THE WEB SITE MAKES A GOOD FAITH ATTEMPT TO SCREEN OUT USERS WHO ARE IN THE STATEWIDE SEX OFFENDER REGISTRY, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Judiciary II.

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By Representatives Blue, Stam, and Lewis (Primary Sponsors); Adams, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Brisson, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Coates, Cotham, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, E. Floyd, Folwell, Frye, Gillespie, Goforth, Goodwin, Grady, Guice, Gulley, Hall, Hilton, Holloway, Howard, Hughes, Hurley, Jackson, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, McComas, McCormick, McElraft, McGee, Michaux, Mills, Mobley, Moore, Neumann, Owens, Pierce, Randleman, Rhyne, Sager, Samuelson, Setzer, Spear, Starnes, Steen, Stevens, Stiller, Sutton, Tarleton, Tillis, Wainwright, R. Warren, West, Wiley, Wilkins, Womble, and Wray:

H.B. 1268, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY TO CONVEY AN INTEREST IN THAT PROPERTY FOR ECONOMIC DEVELOPMENT AND TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Blue, Faison, E. Floyd, and Lucas:

H.B. 1269, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY OR CITY TO USE EXCESS FACILITY FEES WITHOUT THE APPROVAL OF THE ADMINISTRATIVE OFFICE OF THE COURTS, TO AUTHORIZE THE ADMINISTRATIVE OFFICE OF THE COURTS TO SET THE WORTHLESS CHECK FEE AMOUNT, TO AUTHORIZE THE DIRECTOR OF THE ADMINISTRATIVE OFFICE OF THE COURTS TO ELECT A RETIREMENT SYSTEM, TO ADD TO THE DIRECTOR'S POWERS AND DUTIES THE ESTABLISHMENT AND STAFFING OF AN INTERNAL AUDITING DIVISION FOR THE JUDICIAL DEPARTMENT, TO MODIFY CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, AND TO CLARIFY THE EMERGENCY POWERS OF THE CHIEF JUSTICE, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Goodwin, Adams, Carney, and Goforth (Primary Sponsors); Coates, Cotham, Faison, Farmer-Butterfield, Fisher, Hill, Jackson, Lucas, Luebke, Mobley, Parmon, Wainwright, Whilden, and Womble:

H.B. 1270, A BILL TO BE ENTITLED AN ACT TO ESTABLISH NORTH CAROLINA AS A MEMBER OF THE AGREEMENT AMONG

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THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Goodwin, Glazier, and Cotham (Primary Sponsors); Dickson and Lucas:

H.B. 1271, A BILL TO BE ENTITLED AN ACT TO CLARIFY AUTHORITY OF THE SOCIAL SERVICES COMMISSION IN SETTING QUALIFICATIONS FOR STAFF OF RESIDENTIAL CHILD CARE AGENCIES, RESIDENTIAL MATERNITY CARE AGENCIES, AND CHILD PLACING AGENCIES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

By Representatives Goodwin, Glazier, and Cotham (Primary Sponsors); Dickson, Lucas, and Parmon:

H.B. 1272, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUVENILE CODE, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary I.

By Representatives Insko and Harrison (Primary Sponsors); Glazier and Parmon:

H.B. 1273, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF PUBLIC HEALTH TO COLLABORATE WITH THE NORTH CAROLINA PREVENTION PARTNERS AND LOCAL RESTAURANT ASSOCIATIONS TO ENCOURAGE NUTRITIONAL AND CALORIC MENU LABELING IN RESTAURANTS, AS RECOMMENDED BY THE NORTH CAROLINA TASK FORCE ON PREVENTING CHILDHOOD OBESITY, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Insko, Faison, Harrison, and Wainwright:

H.B. 1274, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO DETERMINE IF ALL STATE AGENCIES THAT IMPLEMENT CHILDHOOD OBESITY PREVENTION STRATEGIES ARE USING A COMMON METRICS METHOD TO ENSURE USEFUL COMPARISON FOR PURPOSES OF MEASURING PROGRESS, AS

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RECOMMENDED BY THE PUBLIC HEALTH TASK FORCE, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Insko, Harrison, and Lucas:

H.B. 1275, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE CIVIL CUSTODY GUARDIAN PROGRAM, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary I.

By Representatives Rapp, R. Warren, Justus, and Goforth (Primary Sponsors); Avila, Barnhart, Blackwell, Blackwood, Blust, Braxton, Brisson, Brown, Burr, Burris-Floyd, Cotham, Daughtry, Dockham, Dollar, Faison, Frye, Glazier, Guice, Hilton, Holloway, Howard, Hurley, Johnson, Justice, Langdon, Lewis, Lucas, McCormick, McGee, McLawhorn, Moore, Neumann, Randleman, Samuelson, Setzer, Spear, Starnes, Steen, Wiley, Williams, and Wray:

H.B. 1276, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS D FELONY TO DISCHARGE A FIREARM AT A LAW ENFORCEMENT OFFICER PUNISHABLE BY A MINIMUM ACTIVE SENTENCE OF TEN YEARS, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

By Representatives Rapp, Goodwin, R. Warren, and England (Primary Sponsors); Allen, Barnhart, Bordsen, Cotham, Dickson, Fisher, Glazier, Harrell, Harrison, Holloway, Hurley, Lewis, Lucas, Martin, Spear, Starnes, and Steen:

H.B. 1277, A BILL TO BE ENTITLED AN ACT TO FURTHER CLARIFY THAT CERTAIN SERVER-BASED VIDEO POKER GAMES ARE PROHIBITED, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Pierce, Bryant, Faison, Parmon, Randleman, Tolson, West, and Wray:

H.B. 1278, A BILL TO BE ENTITLED AN ACT PROVIDING FOR A STATE GOVERNMENT EMERGENCY RESPONSE TO HIGH UNEMPLOYMENT IN A COUNTY WHENEVER THE COUNTY'S UNEMPLOYMENT RATE EXCEEDS FIFTEEN AND FIVE-TENTHS PERCENT FOR TWO CONSECUTIVE MONTHS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

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By Representatives Pierce, Mobley, Bryant, and Parmon (Primary Sponsors); Adams, Bordsen, Faison, Guice, Hall, Hughes, Lucas, Luebke, Mackey, Wainwright, Weiss, and Wray:

H.B. 1279, A BILL TO BE ENTITLED AN ACT CREATING THE LEGISLATIVE STUDY COMMISSION ON YOUTH VIOLENCE AND APPROPRIATING FUNDS FOR THAT PURPOSE, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Appropriations.

By Representatives Howard and Earle (Primary Sponsors); Insko, Lucas, and Parmon:

H.B. 1280, A BILL TO BE ENTITLED AN ACT CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO THE FEDERAL WORK FIRST PROGRAM, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

By Representatives Underhill and Goodwin (Primary Sponsors); and Wainwright:

H.B. 1281, A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL OVERSIGHT OF COUNTY BOARD OF ELECTION EMPLOYEES TO THE STATE BOARD OF ELECTIONS IN ORDER TO PROVIDE GREATER CONSISTENCY IN THE ADMINISTRATION OF ELECTIONS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Underhill, Braxton, Cole, Goodwin, Harrison, Hughes, Lucas, McLawhorn, Wainwright, and Whilden:

H.B. 1282, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY TO STUDY THE FEASIBILITY OF CREATING AN AUTOMATED PAWN TRANSACTION DATABASE SYSTEM AS PART OF THE CRIMINAL JUSTICE INFORMATION SYSTEM, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Appropriations.

By Representative Blackwood:

H.B. 1283, A BILL TO BE ENTITLED AN ACT PROVIDING TO EMPLOYERS IMMUNITY AGAINST CLAIMS ASSERTED BY PERSONS DISMISSED FROM EMPLOYMENT DUE TO THE PERSON'S LYING

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TO THE EMPLOYER IN A SWORN STATEMENT ABOUT SOCIAL SECURITY NUMBERS OR IMMIGRATION STATUS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

By Representatives Martin, Hall, Harrell, and Farmer-Butterfield (Primary Sponsors); Dickson, Faison, Glazier, Harrison, Lucas, Ross, Wainwright, and Weiss:

H.B. 1284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BRAIN INJURY ADVISORY COUNCIL, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Martin and Cole (Primary Sponsors); and McComas:

H.B. 1285, A BILL TO BE ENTITLED AN ACT TO ESTABLISH LICENSURE REQUIREMENTS FOR CERTAIN MOTOR VEHICLE REPAIR SHOPS, COLLISION REPAIR ESTIMATORS, AND COLLISION REPAIR TECHNICIANS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative M. Alexander:

H.B. 1286, A BILL TO BE ENTITLED AN ACT ALLOWING CHRISTIAN SCIENCE NURSES TO PRACTICE CHRISTIAN SCIENCE NURSING UNDER THE LAWS REGULATING THE PRACTICE OF NURSING, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Harrison and Burris-Floyd (Primary Sponsors); M. Alexander, Bryant, Cotham, Faison, Fisher, Glazier, Insko, Justice, Lucas, Luebke, Underhill, Weiss, and Wray:

H.B. 1287, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL STATE AGENCIES TO RECYCLE ALL SPENT FLUORESCENT LIGHTS AND MERCURY THERMOSTATS; REQUIRE THE REMOVAL OF ALL FLUORESCENT LIGHTS AND MERCURY THERMOSTATS FROM BUILDINGS PRIOR TO DEMOLITION; AND BAN MERCURY CONTAINING PRODUCTS FROM UNLINED LANDFILLS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Environment and Natural Resources.

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By Representatives Harrison, Martin, and Cotham (Primary Sponsors); Bryant, Dickson, Fisher, Glazier, Insko, Lucas, Luebke, Mackey, Underhill, and Weiss:

H.B. 1288, A BILL TO BE ENTITLED AN ACT TO REQUIRE CERTAIN RETAILERS IN THE STATE TO IMPLEMENT A PROGRAM TO RECYCLE THE PLASTIC BAGS PROVIDED TO CUSTOMERS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Harrison, Fisher, Lucas, and Samuelson (Primary Sponsors); Bryant, Cotham, Current, Dickson, Glazier, Hurley, Insko, and Starnes:

H.B. 1289, A BILL TO BE ENTITLED AN ACT TO FORBID CONTRACTING AS LOTTERY RETAILERS BUSINESSES WHO PRIMARILY CASH CHECKS, DRAFTS, OR MONEY ORDERS, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Harrison, Martin, M. Alexander, and Cotham (Primary Sponsors); Bryant, Fisher, Harrell, Insko, Lucas, Luebke, and Weiss:

H.B. 1290, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CLEAN CARS PROGRAM, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Harrison and Lucas (Primary Sponsors); Bryant, Faison, Hughes, Parmon, Wainwright, and Womble:

H.B. 1291, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL TEACHERS HAVE A DUTY-FREE INSTRUCTIONAL PERIOD AND A DUTY-FREE LUNCH PERIOD, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Harrison, Jeffus, Womble, and Lucas (Primary Sponsors); Adams, Bryant, Cotham, Faison, Fisher, Glazier, Jones, Luebke, Mackey, Parmon, and Wray:

H.B. 1292, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DISMISSAL, DEMOTION, OR SUSPENSION OF NONCERTIFIED SCHOOL EMPLOYEES, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary I.

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By Representatives Dockham, Brown, England, and Insko:

H.B. 1293, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO NEGOTIATE RATES FOR SERVICES PROVIDED TO PERSONS COVERED UNDER THE POOL BY OUT-OF-STATE PROVIDERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representatives Dockham, England, and Insko:

H.B. 1294, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO PROVIDE PREMIUM SUBSIDIES IF FUNDS ARE AVAILABLE, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representatives Stewart and Hall (Primary Sponsors); Bryant and Wray:

H.B. 1295, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING WITH A CENTER-FIRE RIFLE FROM A VESSEL ON A NAVIGABLE BODY OF WATER, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary III.

By Representatives Stewart, Bryant, Harrell, and Insko:

H.B. 1296, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Stewart and Jackson (Primary Sponsors):

H.B. 1297, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE CREDENTIALING OF HEALTH CARE PROVIDERS UNDER HEALTH BENEFIT PLANS, is referred to the Committee on Health and, if favorable, to the Committee on Insurance.

By Representative Stewart:

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H.B. 1298, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EMERGENCY DEPARTMENT DATA AND AMBULATORY SURGICAL DATA ARE INCLUDED IN THE PATIENT DATA SUBMISSION REQUIREMENTS OF THE MEDICAL CARE DATA ACT, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary II.

By Representatives Rapp, M. Alexander, and Glazier (Primary Sponsors); Dickson, Fisher, and Lucas:

H.B. 1299, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CUSTODY OF A MINOR CHILD BY DEFINING VISITATION TO INCLUDE VISITATION BY ELECTRONIC COMMUNICATION, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Blust, Current, and Starnes:

H.B. 1300, A BILL TO BE ENTITLED AN ACT TO PREVENT LEGISLATORS FROM PRESSURING REGISTERED LOBBYISTS FOR CONTRIBUTIONS TO POLITICAL CAMPAIGNS OF LEGISLATORS AND EXECUTIVE BRANCH OFFICIALS, is referred to the Committee on Ethics and, if favorable, to the Committee on Judiciary I.

By Representatives Blust, Current, and Starnes:

H.B. 1301, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATED TO SCHOOL DISCIPLINE, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary I.

By Representatives Blust, Brown, Current, Harrison, Setzer, and Starnes:

H.B. 1302, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RESPONSIBILITY FOR ADMINISTERING THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES TO THE OFFICE OF STATE BUDGET AND MANAGEMENT, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Blust and Starnes:

H.B. 1303, A BILL TO BE ENTITLED AN ACT TO MAKE FELONIOUS CERTAIN FALSE REPORTS TO LAW ENFORCEMENT AGENCIES, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

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By Representative Blust:

H.B. 1304, A BILL TO BE ENTITLED AN ACT TO ALLOW CONVENING OF AN INVESTIGATIVE GRAND JURY, is referred to the Committee on Judiciary I and, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representative Holliman:

H.B. 1305, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE NORTH CAROLINA BEACH PLAN AS RECOMMENDED BY THE JOINT SELECT STUDY COMMITTEE ON THE POTENTIAL IMPACT OF MAJOR HURRICANES ON THE NORTH CAROLINA INSURANCE INDUSTRY, is referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

By Representatives Carney, Yongue, Neumann, and Lucas (Primary Sponsors); Allen, Bell, Bordsen, Cotham, Dickson, England, Faison, Fisher, E. Floyd, Glazier, Goodwin, Harrison, Insko, Jackson, Mackey, Rapp, Ross, Underhill, Wainwright, Weiss, Womble, and Wray:

H.B. 1306, A BILL TO BE ENTITLED AN ACT TO RESTORE FLEXIBILITY TO THE SCHOOL CALENDAR, is referred to the Committee on Education and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

By Representative Sutton:

H.B. 1307, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT POSSESSION OF CERTAIN PRESCRIPTION DRUGS IS NOT PUNISHABLE AS TRAFFICKING IN OPIUM OR HEROIN AND TO SET OUT THE CRIMINAL PENALTY FOR THAT OFFENSE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives M. Alexander and Parmon:

H.B. 1308, A BILL TO BE ENTITLED AN ACT TO DEFINE PARENTING EDUCATION UNDER THE LAWS PERTAINING TO FAMILY LAW, is referred to the Committee on Juvenile Justice, and, if favorable, to the Committee on Judiciary I.

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By Representatives Insko, Dickson, Faison, Glazier, and Parmon:

H.B. 1309, A BILL TO BE ENTITLED AN ACT TO DIRECT THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO ADOPT RULES PROVIDING FOR THE LICENSURE AND ACCREDITATION OF RESIDENTIAL TREATMENT FACILITIES FOR PERSONS WITH TRAUMATIC BRAIN INJURY, is referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Health.

By Representative Underhill:

H.B. 1310, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AUTOMOBILE INSURANCE PREMIUM DISCOUNTS OF AT LEAST TEN PERCENT FOR CERTAIN PERSONS WHO COMPLETE ACCIDENT PREVENTION COURSES, is referred to the Committee on Aging and, if favorable, to the Committee on Insurance.

By Representatives McLawhorn, M. Alexander, and Moore:

H.B. 1311, A BILL TO BE ENTITLED AN ACT TO MAINTAIN FUNDING FOR THE NORTH CAROLINA EDUCATION ASSISTANCE FOUNDATION, is referred to the Committee on Appropriations.

By Representatives Martin and Lucas:

H.B. 1312, A BILL TO BE ENTITLED AN ACT TO CHANGE THE APPLICATION OF THE EQUITY FORMULA TO DISTRIBUTIONS OF PROCEEDS DERIVED FROM GARVEE BONDS, TO ADD PUBLIC SERVICE VEHICLE TO THE VEHICLES WHICH ARE COVERED UNDER THE MOVE OVER LAW, TO ALLOW A LAW ENFORCEMENT OFFICER TO REMOVE A VEHICLE FROM A HIGHWAY IF THE OFFICER DEEMS IT A HAZARD TO THE PUBLIC, TO REQUIRE A SIGNED AND SEALED TRAFFIC SIGNAL PLAN FOR PHOTOGRAPHIC TRAFFIC CONTROL SYSTEMS, AND TO MAKE OTHER TECHNICAL CORRECTIONS TO STATUTES, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary I.

By Representatives Goforth and Wray (Primary Sponsors); and Lucas:

H.B. 1313, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEANINGFUL REGULATION OF INSURANCE PUBLIC ADJUSTERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

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By Representatives Goforth and Wray (Primary Sponsors); and Lucas:

H.B. 1314, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE INSURANCE COMMISSIONER'S ABILITY TO MONITOR THE FINANCIAL CONDITION OF INSURERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representatives M. Alexander, Faison, Insko, and Lucas:

H.B. 1315, A BILL TO BE ENTITLED AN ACT TO AMEND CHILD CARE LAWS TO REDEFINE WHO MAY SIGN A MEDICAL WAIVER FOR AN ALTERNATIVE SLEEP POSITION FOR INFANTS IN CHILD CARE, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representative Stam:

H.B. 1316, A BILL TO BE ENTITLED AN ACT TO REALIGN THE DISTRICTS FOR WAKE COUNTY SUPERIOR COURT JUDGE SEATS TO PROVIDE FOR SINGLE MEMBER DISTRICTS AND EQUAL REPRESENTATION IN THOSE DISTRICTS, WHICH ARE TO BE DETERMINED, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary II.

By Representatives Glazier, Goforth, R. Warren, and Howard (Primary Sponsors); M. Alexander, Bordsen, Farmer-Butterfield, Insko, Lucas, Tarleton, and Wray:

H.B. 1317, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EFFECTIVE USE OF LAW ENFORCEMENT RESOURCES IN MONITORING REGISTERED SEX OFFENDERS, is referred to the Committee on Judiciary II.

By Representatives Randleman and Howard (Primary Sponsors); Barnhart, Burr, Burris-Floyd, Faison, Grady, Holloway, Justus, Lewis, Moore, Neumann, Starnes, Stevens, and Stiller:

H.B. 1318, A BILL TO BE ENTITLED AN ACT TO CREATE A NEW DEATH BY MOTOR VEHICLE CHARGE WHEN THE DEATH IS THE RESULT OF THE OPERATION OF A COMMERCIAL MOTOR VEHICLE BY AN OWNER-OPERATOR WHO KNEW THE COMMERCIAL MOTOR VEHICLE WAS NOT SAFE FOR OPERATION, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

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By Representative Starnes:

H.B. 1319, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALCOHOLIC BEVERAGE CONTROL BOARDS THAT ARE UNPROFITABLE FOR TWO CONSECUTIVE YEARS TO MERGE WITH ANOTHER ALCOHOLIC BEVERAGE CONTROL BOARD AND REQUIRE ABC STORES THAT ARE UNPROFITABLE FOR TWO CONSECUTIVE YEARS TO BE CLOSED BY THE LOCAL BOARD, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Judiciary III.

By Representatives Starnes and Insko:

H.B. 1320, A BILL TO BE ENTITLED AN ACT TO MAKE THE USE OF A MOBILE PHONE AN AGGRAVATING FACTOR WHEN CHARGED WITH A VIOLATION OF MOTOR VEHICLE LAW, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Starnes, Frye, and Setzer:

H.B. 1321, A BILL TO BE ENTITLED AN ACT TO RESTORE MOTORIST CHOICE WITH RESPECT TO UNINSURED AND UNDERINSURED MOTOR VEHICLE COVERAGE, is referred to the Committee on Insurance and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Jeffus and Parmon:

H.B. 1322, A BILL TO BE ENTITLED AN ACT TO MODIFY THE HEARING PROCESS APPLICABLE TO PROBATIONARY TEACHERS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representatives Jeffus and Parmon:

H.B. 1323, A BILL TO BE ENTITLED AN ACT CLARIFYING THE DEFINITION OF ESTHETICS UNDER THE NORTH CAROLINA COSMETIC ART ACT TO ALLOW ESTHETICIANS TO PERFORM CERTAIN LASER AND LIGHT THERAPY TREATMENTS WITHOUT BEING SUBJECT TO LICENSURE UNDER THE ELECTROLYSIS PRACTICE ACT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Health.

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By Representatives Spear, Bryant, and Mobley (Primary Sponsors); Faison and Wray:

H.B. 1324, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WOW E-COMMUNITY DEVELOPMENT CORPORATION TO CONTINUE AS THE DESIGNATED TECHNOLOGY RESOURCE CENTER FOR GRASSROOTS EFFORTS IN SOME OF THE STATE'S NORTHEASTERN COUNTIES AND TO SUPPORT AND MENTOR SIMILAR EFFORTS IN SOME WESTERN COUNTIES, is referred to the Committee on Appropriations.

By Representatives Earle, Lucas, Adams, and Bell (Primary Sponsors); Cotham, Faison, Jones, Mobley, Parmon, Ross, Wainwright, and Womble:

H.B. 1325, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE TO PROMOTE HISTORICALLY UNDERUTILIZED BUSINESSES AND SUPPLIER DIVERSITY WHEN PROMOTING AND MARKETING THE STATE OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Glazier, Lucas, Parmon, and Harrison (Primary Sponsors); and Mackey:

H.B. 1326, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL OFFENSE OF SECOND DEGREE MURDER, TO AMEND THE AGGRAVATING CIRCUMSTANCES THAT MAY BE CONSIDERED FOR CAPITAL CASES, AND TO PROVIDE THAT A CASE MAY BE TRIED AS A CAPITAL CASE ONLY IF THE COURT DETERMINES AT A HEARING CONDUCTED PURSUANT TO RULE 24 OF THE GENERAL RULES OF PRACTICE FOR SUPERIOR AND DISTRICT COURTS THAT THERE IS SUBSTANTIAL EVIDENCE OF THE DEFENDANT'S GUILT AND OF AN AGGRAVATING CIRCUMSTANCE, AND TO PROVIDE THAT NO CAPITAL CASE SHALL GO TO TRIAL EARLIER THAN NINE MONTHS FROM ITS DETERMINATION AS A CAPITAL CASE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Folwell, Justice, Langdon, and Cleveland (Primary Sponsors); Brown, Current, Frye, Hurley, Neumann, and Starnes:

H.B. 1327, A BILL TO BE ENTITLED AN ACT DIRECTING LAW ENFORCEMENT AGENCIES TO NOTIFY THE SCHOOL IF A STUDENT IS VALIDATED AS A GANG MEMBER AND AUTHORIZING LOCAL BOARDS OF EDUCATION TO PLACE REASONABLE CONDITIONS

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ON THE ENROLLMENT OF GANG MEMBERS, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary II.

By Representatives Bryant, Hall, Cotham, and Mackey (Primary Sponsors); M. Alexander, Fisher, Harrison, Insko, Jeffus, Luebke, and Weiss:

H.B. 1328, A BILL TO BE ENTITLED AN ACT TO AMEND REQUIREMENTS FOR THE STORAGE OF FIREARMS TO PROTECT MINORS, TO ENCOURAGE UNLOADED STORAGE OF FIREARMS, AND TO PROVIDE NOTICE OF SAFE STORAGE REQUIREMENTS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives Bryant, Bordsen, Adams, and Moore (Primary Sponsors); K. Alexander, Faison, Fisher, Gibson, Goodwin, Harrell, Harrison, Jones, Mackey, Parmon, Pierce, Ross, Stewart, and Wainwright:

H.B. 1329, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE ALL STATUTES RELATED TO EXPUNCTION OF RECORDS IN ONE ARTICLE OF THE GENERAL STATUTES, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary I.

By Representatives Bryant, Adams, and Jones (Primary Sponsors); Fisher, Harrison, Luebke, and Wainwright:

H.B. 1330, A BILL TO BE ENTITLED AN ACT PROHIBITING PUBLIC UTILITIES AND CITIES AND COUNTIES THAT OPERATE PUBLIC ENTERPRISES FROM USING CERTAIN DEBT COLLECTION PRACTICES THAT RESULT IN A CUSTOMER BEING LIABLE FOR THE PAST DUE AND UNPAID DEBTS OF ANOTHER PERSON, AND PROHIBITING COLLECTION AGENCIES AND DEBT COLLECTORS FROM COLLECTING OR ATTEMPTING TO COLLECT A DEBT BY CLAIMING THAT A CONSUMER IS LEGALLY RESPONSIBLE FOR THE DEBTS OF ANOTHER PERSON, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Judiciary I.

By Representatives Dickson, Faison, Glazier, Jones, and Lucas:

H.B. 1331, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAKE AVAILABLE TO THE PUBLIC, AND TO ENCOURAGE HEALTH CARE PROFESSIONALS TO MAKE AVAILABLE TO PREGNANT PATIENTS,

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EDUCATIONAL INFORMATION REGARDING UMBILICAL CORD STEM CELLS AND UMBILICAL CORD BLOOD BANKING, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Health.

By Representatives Stiller and Barnhart (Primary Sponsors); Allred, Blackwood, Cleveland, Cole, Gulley, Hilton, Holloway, Howard, McElraft, Starnes, Steen, Tillis, and West:

H.B. 1332, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF FELONIOUS AFFRAY WITH THE USE OF A DEADLY WEAPON RESULTING IN DEATH OR SERIOUS BODILY INJURY, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Stiller and Hill (Primary Sponsors):

H.B. 1333, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RIVERS DRAINING INTO THE COASTAL SOUNDS AND THENCE INTO THE ATLANTIC OCEAN BETWEEN LITTLE RIVER INLET AND THE MOUTH OF THE CAPE FEAR RIVER BE CONSIDERED A PART OF THE CAPE FEAR RIVER BASIN FOR PURPOSES OF REGULATION UNDER PART 2A OF ARTICLE 21 OF CHAPTER 143 OF THE GENERAL STATUTES, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Finance.

By Representatives Stiller, Steen, and Barnhart (Primary Sponsors); Allred, Blackwood, Blust, Brown, Cleveland, Cole, Faison, Frye, Gulley, Hilton, Holloway, Howard, Johnson, Justus, McElraft, Moore, Neumann, Starnes, Tillis, and West:

H.B. 1334, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF HOME INVASION, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Gibson, Lucas, and Parmon:

H.B. 1335, A BILL TO BE ENTITLED AN ACT TO ELIMINATE STATE REGULATION OF EMISSIONS OF AIR TOXICS WHEN THESE EMISSIONS ARE REGULATED UNDER THE FEDERAL CLEAN AIR ACT, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

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By Representative Gibson:

H.B. 1336, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS REGULATING IRRIGATION CONTRACTORS TO PROVIDE SUBSTANTIVE REQUIREMENTS FOR LICENSING CORPORATIONS, TO PROVIDE FOR THE ISSUANCE OF LICENSES TO NONRESIDENTS, TO CLARIFY THE FEE STRUCTURE, AND TO MAKE OTHER CONFORMING CHANGES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Gibson and Gillespie (Primary Sponsors); Lucas and Tarleton:

H.B. 1337, A BILL TO BE ENTITLED AN ACT TO CREATE A WATER QUANTITY COST-SHARE PROGRAM TO HELP FARMERS AND OTHER LANDOWNERS INCREASE OR PRESERVE WATER STORAGE CAPACITY, DEVELOP AND IMPROVE SURFACE AND GROUNDWATER SUPPLIES, AND IMPLEMENT WATER CONSERVATION AND EFFICIENCY PRACTICES, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Appropriations.

By Representatives Gibson and Brubaker (Primary Sponsors); and Lucas:

H.B. 1338, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE COMMITTEE ON POST-CONVICTION AND POST-RELEASE BOND, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives England, M. Alexander, Current, and Lucas:

H.B. 1339, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO CONDUCT A STUDY OF PROVIDER MEDICAL RATES TO DETERMINE THE EQUITY OF EXISTING RATES AMONG PROVIDERS, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representative Cole:

H.B. 1340, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COURT FEE FOR PERSONS CONVICTED OF LITTERING TO PROVIDE ADDITIONAL LAW ENFORCEMENT RESOURCES TO ENFORCE

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THE LITTERING LAWS, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Holliman and Brubaker (Primary Sponsors); and Lucas:

H.B. 1341, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE NORTH CAROLINA CONSUMER FINANCE ACT, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Bordsen, McLawhorn, Howard, and Justus (Primary Sponsors); Cotham, Dickson, Faison, Glazier, Harrison, Insko, Lucas, Luebke, Mobley, Parmon, Ross, and Weiss:

H.B. 1342, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT NORTH CAROLINA CONTINUES TO BE ELIGIBLE FOR STOP VIOLENCE AGAINST WOMEN FORMULA GRANT PROGRAM FUNDING; AND TO INCREASE THE AUTHORITY OF THE DIRECTOR OF THE CRIME VICTIMS COMPENSATION COMMISSION AND THE COMMISSION ITSELF TO CONSIDER PROXIMATE CAUSE WHEN DETERMINING WHETHER TO MAKE AN AWARD; AND TO MAKE VARIOUS OTHER CHANGES TO THE RAPE VICTIMS ASSISTANCE PROGRAM, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Jackson and Harrell (Primary Sponsors); Harrison and Martin:

H.B. 1343, A BILL TO BE ENTITLED AN ACT TO ALLOW MARINE FISHERIES INSPECTORS TO ACCEPT DELEGATION OF LAW ENFORCEMENT POWERS FROM THE NATIONAL MARINE FISHERIES SERVICE, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Judiciary III.

By Representatives Jackson and Harrell (Primary Sponsors):

H.B. 1344, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OF MENHADEN IN STATE COASTAL FISHING WATERS FOR THE PURPOSE OF REDUCTION, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Judiciary II.

By Representatives Jackson, Current, and Jones:

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H.B. 1345, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COMMERCIAL FISHING WITHIN FIVE HUNDRED YARDS OF AN OYSTER SANCTUARY, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Judiciary II.

By Representatives Jackson and Harrell (Primary Sponsors):

H.B. 1346, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FISHERY MANAGEMENT PLANS MUST MEET A STANDARD OF AT LEAST FIFTY PERCENT PROBABILITY OF ACHIEVING THE TARGET MORTALITY RATE FOR THE FISHERY OR FISHERIES, is referred to the Committee on Marine Resources and Aquaculture.

By Representatives Mobley and Parmon:

H.B. 1347, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHIEF COURT COUNSELOR IN EACH DISTRICT TO DELEGATE CERTAIN RESPONSIBILITIES, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary I.

By Representatives Mobley and Parmon:

H.B. 1348, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON THE REGULATION OF BEAUTY PAGEANTS FOR YOUTH UNDER THIRTEEN YEARS OF AGE, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Love, Faison, and Insko:

H.B. 1349, A BILL TO BE ENTITLED AN ACT TO AMEND THE COMPULSORY SCHOOL ATTENDANCE LAW, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representative Love:

H.B. 1350, A BILL TO BE ENTITLED AN ACT TO AMEND THE EMPLOYMENT SECURITY LAWS RELATING TO THE DEFINITION OF SUBSTITUTE TEACHER IN DETERMINING ELIGIBILITY FOR UNEMPLOYMENT INSURANCE BENEFITS AND RELATING TO DISQUALIFICATION FOR BENEFITS DUE TO INABILITY TO OBTAIN A LICENSE OR CERTIFICATION NECESSARY FOR THE PERFORMANCE OF AN INDIVIDUAL'S EMPLOYMENT, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

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By Representatives McLawhorn, Adams, M. Alexander, Glazier, Spear, and E. Warren:

H.B. 1351, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SUPPORT OUR STUDENTS, is referred to the Committee on Appropriations.

By Representatives Harrison, Fisher, Blue, and Howard (Primary Sponsors); Bryant, Faison, Lucas, Luebke, Samuelson, Weiss, and Wray:

H.B. 1352, A BILL TO BE ENTITLED AN ACT ESTABLISHING DUE PROCESS FOR PHYSICIANS' AND PATIENTS' RIGHTS, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Harrison, Samuelson, and Fisher (Primary Sponsors); Faison, Goforth, Insko, Luebke, and Weiss:

H.B. 1353, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO ADOPT ORDINANCES THAT PROHIBIT DEED RESTRICTIONS, COVENANTS, EQUITABLE SERVITUDES, OR ANY SIMILAR BINDING AGREEMENTS THAT WOULD PROHIBIT THE INSTALLATION OF SOLAR COLLECTORS, CLOTHESLINES, RAIN BARRELS, GARDEN FENCES, OR ANY OTHER DEVICES DESIGNED TO GENERATE OR CONSERVE ENERGY THROUGH THE USE OF RENEWABLE RESOURCES OR TO CAPTURE, STORE, OR REUSE WATER, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Water Resources and Infrastructure.

By Representatives Harrison, Fisher, and Martin (Primary Sponsors); Glazier, Harrell, Insko, Luebke, and Weiss:

H.B. 1354, A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY AND EXPAND THE REQUIREMENTS FOR THE PERMITTING OF COMBUSTION PRODUCTS LANDFILLS AND STRUCTURAL FILL FACILITIES IN ORDER TO ADEQUATELY PROTECT THE PUBLIC HEALTH AND THE ENVIRONMENT; (2) TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CHARGE AND COLLECT FEES FROM OPERATORS OF COMBUSTION PRODUCTS LANDFILLS AND STRUCTURAL FILL FACILITIES; (3) TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO REQUIRE MONITORING AND CORRECTIVE ACTION FOR EXISTING COMBUSTION PRODUCTS SURFACE IMPOUNDMENTS, PROHIBIT THE CONSTRUCTION OF

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NEW COAL COMBUSTION PRODUCTS SURFACE IMPOUNDMENTS, AND PROVIDE FOR THE PHASING OUT OF EXISTING COMBUSTION PRODUCTS SURFACE IMPOUNDMENTS; AND (4) TO REMOVE THE EXEMPTION FROM THE DAM SAFETY ACT FOR EXISTING COMBUSTION PRODUCTS SURFACE IMPOUNDMENTS, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representative McComas:

H.B. 1355, A BILL TO BE ENTITLED AN ACT TO INITIATE A STUDY OF A COMPREHENSIVE TRANSPORTATION INFRASTRUCTURE PLAN INVOLVING AIR CARGO, RAIL, AND SEA TO BE CALLED THE NORTH CAROLINA GLOBAL ECONOMIC INITIATIVE, is referred to the Committee on Transportation and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McCormick and Gibson (Primary Sponsors); Brubaker, Cole, Crawford, Daughtry, Goforth, Holliman, Howard, Jones, Killian, Lewis, Samuelson, Stewart, Tillis, and Wray:

H.B. 1356, A BILL TO BE ENTITLED AN ACT TO ENACT THE COMMERCIAL REAL ESTATE BROKER LIEN ACT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

By Representatives McCormick, Mills, and R. Warren (Primary Sponsors); Daughtry, Faison, Gibson, Moore, Spear, and Wray:

H.B. 1357, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A FORMER SWORN LAW ENFORCEMENT OFFICER WHO HAS FIFTEEN OR MORE AGGREGATE YEARS OF PART-TIME OR AUXILIARY LAW ENFORCEMENT SERVICE MAY BE EXEMPT FROM THE FIREARMS SAFETY AND TRAINING COURSE REQUIREMENT FOR A CONCEALED HANDGUN PERMIT IF HE OR SHE WAS A QUALIFIED SWORN LAW ENFORCEMENT OFFICER IMMEDIATELY BEFORE RETIRING AND HAS BEEN RETIRED AS A SWORN LAW ENFORCEMENT OFFICER TWO YEARS OR LESS FROM THE DATE OF THE PERMIT APPLICATION, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary II.

By Representative Allred:

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H.B. 1358, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENT ALLOWING THE COURT TO ORDER A REPORT IN STEPPARENT ADOPTION PROCEEDINGS UNDER THE LAWS PERTAINING TO ADOPTION, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Allred and Lucas:

H.B. 1359, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF SKATEBOARDS ON PUBLIC HIGHWAYS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Haire, Bordsen, Harrison, Lucas, Mackey, and Parmon:

H.B. 1360, A BILL TO BE ENTITLED AN ACT TO AMEND THE HABITUAL FELON LAW BY REDEFINING AN HABITUAL FELON AS A PERSON WHO HAS BEEN CONVICTED OF THREE PRIOR FELONY OFFENSES THAT WERE CLASS G FELONIES OR HIGHER AND BY CHANGING THE SENTENCE IMPOSED ON A PERSON CONVICTED AS AN HABITUAL FELON TO BE ONE FELONY CLASS HIGHER THAN THE UNDERLYING FELONY FOR WHICH THE PERSON IS CONVICTED, AND TO DIRECT THE POST-RELEASE SUPERVISION AND PAROLE COMMISSION TO STUDY THE FEASIBILITY OF REDUCING THE SENTENCE FOR CERTAIN HABITUAL FELONS WHO ARE CURRENTLY IN PRISON AND TO STUDY OTHER POSSIBLE MODIFICATIONS TO THE HABITUAL FELON LAW, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives McComas and Frye:

H.B. 1361, A BILL TO BE ENTITLED AN ACT CLARIFYING THE SCOPE OF AUTHORITY OF THE STATE BOARD OF EXAMINERS OF PLUMBING, HEATING AND FIRE SPRINKLER CONTRACTORS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

By Representatives Blue, E. Floyd, and Lucas:

H.B. 1362, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE SENTENCE THAT MAY BE IMPOSED ON CERTAIN PERSONS CONVICTED OF A DRUG TRAFFICKING OFFENSE, is

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referred to the Committee on Judiciary II and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Blue, E. Floyd, Mackey, and Wray:

H.B. 1363, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE CONFINEMENT OF BITING DOGS AND CATS TO PROVIDE THAT THOSE ANIMALS SHALL BE CONFINED ON THEIR OWNER'S PROPERTY UNLESS CIRCUMSTANCES JUSTIFY CONFINING THEM ELSEWHERE, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary II.

By Representatives Bell, Howard, Randleman, and Brown (Primary Sponsors); Adams, K. Alexander, M. Alexander, Allen, Allred, Blackwood, Blust, Boles, Braxton, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, E. Floyd, Frye, Gillespie, Glazier, Goforth, Goodwin, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, McCormick, McElraft, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Parmon, Pierce, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, R. Warren, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue:

H.B. 1364, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TEMPORARY AGRICULTURAL LABOR COST SHARE PROGRAM TO PROVIDE REIMBURSEMENT OF EXPENSES FOR THE LEGAL INTERIM EMPLOYMENT OF FARMWORKERS, is referred to the Committee on Agriculture and, if favorable, to the Committee on Appropriations.

By Representatives Bell, Adams, Brown, Faison, Frye, Lucas, Moore, Parmon, Wainwright, and Womble:

H.B. 1365, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST-OF-LIVING INCREASES FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO CLOSE THE GAP IN THE AVERAGE PERCENTAGE INCREASE BETWEEN THE CONSUMER PRICE INDEX AND THE AVERAGE INCREASE IN RETIREE COST-OF-LIVING ALLOWANCES OVER THE PAST FIVE YEARS, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

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By Representatives Coates, Goforth, Glazier, and Steen (Primary Sponsors); Barnhart, Burr, Cleveland, Dickson, Faison, Harrison, Lucas, McLawhorn, Moore, Underhill, Wainwright, and E. Warren:

H.B. 1366, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND TO MAKE CONFORMING AMENDMENTS TO THE GENERAL STATUTES, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel and, if favorable to the Committee on Appropriations.

By Representatives Lewis and Gibson (Primary Sponsors); and Brown:

H.B. 1367, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL SYSTEM BASED ON THE PROGRAM EVALUATION DIVISION REPORT ISSUED DECEMBER 10, 2008, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Finance.

By Representatives Love, Stam, Moore, and Blue (Primary Sponsors); and Haire:

H.B. 1368, A BILL TO BE ENTITLED AN ACT TO AMEND THE FUTURE ADVANCES STATUTES, BY DISTINGUISHING BETWEEN A FUTURE ADVANCE AND A FUTURE OBLIGATION AND BY MAKING VARIOUS OTHER CHANGES, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

By Representatives Faison and Blue (Primary Sponsors); E. Floyd, Insko, and Lucas:

H.B. 1369, A BILL TO BE ENTITLED AN ACT TO DEFINE "COORDINATION" FOR PURPOSES OF DETERMINING WHETHER AN IN-KIND CAMPAIGN CONTRIBUTION HAS OCCURRED, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Faison and Mackey:

H.B. 1370, A BILL TO BE ENTITLED AN ACT TO PERMIT INTRODUCTION OF EVIDENCE REGARDING DEFENDANTS' INSURANCE COVERAGE FOR LIABILITY IN ANY CIVIL ACTION, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

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By Representatives Yongue, Glazier, Insko, and Johnson (Primary Sponsors); Bell, Cotham, Dickson, Faison, Gibson, Harrison, Lucas, McLawhorn, Parmon, Tarleton, Tolson, and Wray:

H.B. 1371, A BILL TO BE ENTITLED AN ACT TO PLACE LIMITATIONS ON THE USE OF FUNDS APPROPRIATED FOR THE CHILD NUTRITION PROGRAM, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Yongue, Glazier, Martin, and Rapp (Primary Sponsors); Adams, Bell, Cotham, Dickson, Insko, Lucas, Tarleton, Tolson, and Wray:

H.B. 1372, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE COST OF REDUCED PRICE LUNCHESES FOR SCHOOL CHILDREN WHO QUALIFY FOR REDUCED PRICE MEALS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Yongue, Bell, and Fisher (Primary Sponsors); M. Alexander, Brown, Cotham, Dickson, Faison, Harrison, Hughes, Insko, Jones, Lucas, McElraft, McLawhorn, Parmon, Stewart, Tarleton, Tolson, Womble, and Wray:

H.B. 1373, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT AND PHASE IN A REQUIRED PHYSICAL EDUCATION PROGRAM, is referred to the Committee on Health and, if favorable, to the Committee on Education.

By Representatives Gibson, Allen, McLawhorn, and Howard (Primary Sponsors); M. Alexander, Brown, Glazier, Insko, and Lucas:

H.B. 1374, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO SOME PARTS OF THE NORTH CAROLINA PHYSICAL THERAPY PRACTICE ACT BY REVISING AND UPDATING STATUTORY LANGUAGE TO MORE APPROPRIATELY REFLECT NATIONALLY ACCEPTED STANDARDS AND REQUIREMENTS FOR THE PRACTICE OF PHYSICAL THERAPY, TO AUTHORIZE PHYSICAL THERAPISTS TO JOIN SOME TWENTY-THREE OTHER LICENSED PROFESSIONAL GROUPS BY PARTICIPATING IN THE NORTH CAROLINA PROFESSIONAL CORPORATION ACT, AND TO PROVIDE OTHER MODIFICATIONS, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representatives Stewart and Neumann (Primary Sponsors); Current, Glazier, Lucas, and Ross:

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H.B. 1375, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMISSION ON THE STATEWIDE TRAUMA SYSTEM AND APPROPRIATING FUNDS FOR THAT PURPOSE, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Appropriations.

By Representatives Stiller, McComas, and McElraft (Primary Sponsors); and Justice:

H.B. 1376, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MUNICIPAL PIER SPECIAL EVENT BLANKET COASTAL RECREATIONAL FISHING LICENSE (CRFL), is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Finance.

By Representatives Folwell, McElraft, Brown, and Moore (Primary Sponsors); and Starnes:

H.B. 1377, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN SALES OF STATE PROPERTY SUBJECT TO UPSET BIDS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary II.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 182, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT WALTER "BOB" SCOTT, FORMER GOVERNOR OF NORTH CAROLINA, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 214, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF EASTOVER, is read the first time and referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

S.B. 256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES AND CITIES HAVE THE AUTHORITY TO ORDER EVACUATIONS IN CERTAIN SITUATIONS, AND THAT

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THE EMERGENCY MANAGEMENT IMMUNITY STATUTE APPLIES TO THEM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Judiciary I.

S.B. 269, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN INITIAL REVIEW OF APPEALS FOR REFUNDS OF OVERPAYMENT OF EXCISE STAMP TAXES FOR PURPOSES OF STREAMLINING RESOLUTION, is read the first time and referred to the Committee on Finance.

S.B. 293 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE QUALIFICATIONS FOR PROSPECTIVE JURORS AND TO AUTHORIZE THE REGISTER OF DEEDS TO STORE AN ELECTRONIC COPY OF THE JUROR MASTER LIST, is read the first time and referred to the Committee on Judiciary II and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

S.B. 339, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL TAXING DISTRICT MADE UP OF THE PORTION OF THE TOWN OF STALLINGS LOCATED IN UNION COUNTY AND TO AUTHORIZE THE DISTRICT TO LEVY UP TO A FIVE PERCENT ROOM OCCUPANCY TAX WITHIN THE DISTRICT TO BE USED FOR TOURISM DEVELOPMENT WITHIN THE DISTRICT, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

S.B. 437 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE FORCE ACCOUNT LIMIT FOR MECKLENBURG COUNTY, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary II.

S.B. 513 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SERVICE BY MAIL OF NOTICES OF HEARINGS ON VIOLATIONS OF UNSUPERVISED PROBATION, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

S.B. 570, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF INDIAN TRAIL, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

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S.B. 631, A BILL TO BE ENTITLED AN ACT TO CONFORM DEADLINES FOR LEVYING, REPEALING, INCREASING, OR DECREASING THE REGIONAL TRANSIT AUTHORITY REGISTRATION TAX TO THE DMV REGISTRATION RENEWAL SCHEDULE ADOPTED UNDER THE NEW ELECTRONIC MOTOR VEHICLE INSPECTION SYSTEM, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 835 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE LEGISLATIVE COMMISSION ON GLOBAL CLIMATE CHANGE, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

The House stands adjourned at 2:48 p.m.

FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Monday, April 13, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"God of grace and God of glory, on Thy people pour Thy power. Swing wide the doorways of heaven and flood us with Your amazing grace. Make Your presence known to us in such a way that we cannot shy away from the difficult tasks we face daily having known that we have been touched by the mighty power of God. Spirit of the living God, fall afresh on us. Melt us. Mold us. And, use us for Thy name's sake. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

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Leaves of absence are granted Representatives Brisson, Carney, Dockham, Farmer-Butterfield, Gibson, Haire, Johnson, Mills, Parmon, and Stiller for today.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 494, AN ACT ALLOWING A SUPERIOR COURT JUDGE TO PERFORM MARRIAGE CEREMONIES. (S.L. 2009-13)

CALENDAR

Action is taken on the following:

H.J.R. 303, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SANDRA KAY YOW, BELOVED WOMEN'S BASKETBALL COACH AT NORTH CAROLINA STATE UNIVERSITY, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

INTRODUCTION OF PAGES

Pages for the week of April 13 are introduced to the membership. They are: Lauren Boyette of Guilford; Joshua Chappell of Wayne; Joseph Cherry of Pitt; Isaac Church of Caldwell; Drew Day of Person; Victoria Hall of Alleghany; Wilson Hayman of Wake; John Manigo of Cumberland; Ray Manigo of Cumberland; Joseph Meyerson of Guilford; John Privott of Lee; Conner Rosenow of Alamance; LeighAnn Scheetz of Brunswick; Essence Sneed of Durham; Chelsea Suitt of Durham; Jon Thomas of Durham; Ashley Williams of Cumberland; Jordan Williamson of Watauga; and Rheaya Willis of Durham.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 **H.B. 823**, A BILL TO BE ENTITLED AN ACT RELATING TO ADVANCING FIRE SAFETY WHILE PROTECTING INFANTS, CHILDREN, AND OTHERS FROM BROMINATED FLAME RETARDANT IN PRODUCTS FOR SALE AND TO CREATE A TAX INCENTIVE FOR MANUFACTURERS TO DEVELOP ALTERNATIVE PRODUCT DESIGNS WITHOUT

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CERTAIN CHEMICAL FLAME RETARDANTS FOR FIRE SAFETY STANDARDS, is withdrawn from the Committee on Environment and Natural Resources and re-referred to the Committee on Health. The serial referrals remain the same.

BILLS WITHDRAWN FROM CALENDAR

On motion of Representative Owens and without objection, the following bills are withdrawn from the Calendar and placed on the Calendar of April 14.

H.B. 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL-TEACHERS.

H.B. 422 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS.

H.B. 465 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH AND THE TOWN OF CHAPEL HILL TO ALLOW ACTIVATION OF PARKING METERS BY CREDIT CARD OR OTHER ELECTRONIC MEANS AND TO USE PROCEEDS COLLECTED FROM PARKING METERS FOR PARKING PROGRAMS AND PROVIDING PARKING FACILITIES.

H.B. 531 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES.

H.B. 76 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SET A NEW MINIMUM FILING FEE FOR BOARD OF EDUCATION CANDIDACY.

Representative Owens moves, seconded by Representative Mackey, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, and the receipt of Messages from the Senate, to reconvene April 14 at 3:00 p.m.

The motion carries.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 96 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO CHARTER SCHOOLS AND TO MAKE A TECHNICAL CHANGE TO THE AUTHORITY OF CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OR TO NONPROFIT ORGANIZATIONS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 550, A BILL TO BE ENTITLED AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF DENTON FROM TWO TO FOUR YEARS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

The committee substitute bill is re-referred to the Committee on Election Law and Campaign Finance Reform. The original bill is placed on the Unfavorable Calendar.

H.B. 560, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MIDLAND TO PARTICIPATE IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM WITHOUT PROVIDING PRIOR SERVICE CREDITS TO ITS EMPLOYEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Pensions and Retirement.

The committee substitute bill is re-referred to the Committee on Pensions and Retirement. The original bill is placed on the Unfavorable Calendar.

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H.B. 563, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWN OF EDENTON MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 699, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL MUNICIPALITIES AND COUNTIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THEIR PUBLIC NUISANCE ORDINANCES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REGULATE BOW HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Wildlife Resources.

The committee substitute bill is re-referred to the Committee on Wildlife Resources. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 182 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE PLACEMENT OF SPEED TABLES OR TRAFFIC SPEED CONTROL DEVICES ON THOSE PORTIONS OF STATE ROADS WITHIN A RESIDENTIAL SUBDIVISION, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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H.B. 266, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON THE USE OF DEADLY FORCE BY LAW ENFORCEMENT WHICH RESULTS IN DEATH, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

H.B. 673, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO TAKE CERTAIN ACTIONS TO IMPROVE SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 442, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE WRITTEN PERMISSION OF A PARENT OR GUARDIAN BEFORE A CHILD RECEIVES CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS AND TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REPORT OCCURRENCES OF CORPORAL PUNISHMENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 584, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SCHOOL FUNDING FLEXIBILITY PILOT PROGRAM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 611, A BILL TO BE ENTITLED AN ACT TO PROVIDE SPACE ON THE INCOME TAX RETURN FOR INDIVIDUALS TO MAKE DONATIONS FOR EARLY DETECTION OF BREAST CANCER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 899, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT SCHOOL VENDING MACHINES CONTAIN ONLY FOODS AND BEVERAGES PERMITTED BY LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Education.

The committee substitute bill is re-referred to the Committee on Education. The original bill is placed on the Unfavorable Calendar.

H.B. 900, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH NUTRITION STANDARDS FOR FOODS AND BEVERAGES AVAILABLE IN SCHOOL-OPERATED VENDING MACHINES, SCHOOL STORES, SNACK BARS, FUND-RAISERS, AND ALL OTHER FOOD SALE OPERATIONS ON THE SCHOOL CAMPUS DURING THE INSTRUCTIONAL DAY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Education.

The committee substitute bill is re-referred to the Committee on Education. The original bill is placed on the Unfavorable Calendar.

H.B. 901, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTH AND PHYSICAL EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Education.

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The committee substitute bill is re-referred to the Committee on Education. The original bill is placed on the Unfavorable Calendar.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 889, A BILL TO BE ENTITLED AN ACT TO EXPAND COVERAGE UNDER THE INSURANCE GUARANTY ASSOCIATION WITH RESPECT TO STRUCTURED SETTLEMENT ANNUITIES FOR MATTERS INVOLVING PERSONAL INJURY OR ILLNESS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 989, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF CORRECTION TO PROVIDE MEDICAL LIABILITY INSURANCE FOR ITS EMPLOYEES AND CONTRACTUAL SERVICE PROVIDERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McComas, Hughes, and Underhill:

H.B. 1378, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN MARINAS SHALL INSTALL AND MAINTAIN PUMPOUT FACILITIES BY JULY 1, 2010, TO PROHIBIT THE DISCHARGE OF EFFLUENT FROM A VESSEL INTO THE STATE'S COASTAL WATERS, TO REQUIRE VESSEL OWNERS AND OPERATORS TO KEEP A LOG REGARDING THE DATE AND LOCATION OF PUMPOUTS, AND TO PROVIDE THAT A PILOT PROGRAM IN NEW HANOVER COUNTY SHALL BE DESIGNED AND IMPLEMENTED BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO BEGIN PHASING IN THE PUMPOUT STATION REQUIREMENTS, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Environment and Natural Resources.

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By Representatives R. Warren, McLawhorn, Burr, and Spear (Primary Sponsors); Faison, Hughes, Hurley, Setzer, and Wray:

H.B. 1379, A BILL TO BE ENTITLED AN ACT TO ENABLE RETIREES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO RETURN TO EMPLOYMENT AS LAW ENFORCEMENT OFFICERS WITHOUT LOSING RETIREMENT BENEFITS, is referred to the Committee on Pensions and Retirement.

By Representatives Jones, Harrison, and Mackey (Primary Sponsors); K. Alexander and Fisher:

H.B. 1380, A BILL TO BE ENTITLED AN ACT TO ENACT THE MEDICAL MARIJUANA ACT, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representative Jones:

H.B. 1381, A BILL TO BE ENTITLED AN ACT TO PROVIDE A CURE FOR DEFAMATION THROUGH AN ELECTRONIC MEDIUM, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Judiciary II.

By Representatives Jones, Lewis, and Starnes:

H.B. 1382, A BILL TO BE ENTITLED AN ACT TO REQUIRE A VOTE OF THE CITIZENS OF MUNICIPALITIES WITH A POPULATION OF ONE HUNDRED FIFTY THOUSAND OR LESS PRIOR TO AN INVOLUNTARY ANNEXATION BECOMING EFFECTIVE, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representative Jones:

H.B. 1383, A BILL TO BE ENTITLED AN ACT TO ENACT THE MEDICAL MARIJUANA ACT AND PROVIDE FOR A REFERENDUM THEREFORE, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representative Jones:

H.B. 1384, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SHOPPING CARTS ACT TO PROTECT SHOPPERS FROM EXPOSURE TO GERMS, VIRUSES, BACTERIA, AND OTHER

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CONTAMINANTS, is referred to the Committee on Health and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives K. Alexander, Braxton, Bryant, Cotham, Gibson, Harrison, Jones, Mackey, Tarleton, and Wilkins:

H.B. 1385, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR CONSTRUCTION OF CISTERNS ON RESIDENTIAL AND COMMERCIAL PROPERTY AND PROVIDE THAT LARGE CITIES MAY REGULATE CERTAIN UNDERGROUND IRRIGATION SYSTEMS AND MAY NOT PROHIBIT RAINWATER RECOVERY SYSTEMS, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Finance.

By Representatives Dollar and Goforth (Primary Sponsors); and Wray:

H.B. 1386, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ADMINISTRATION OF THIMEROSAL-FREE VACCINES TO CERTAIN-AGED CHILDREN AND PREGNANT WOMEN, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

By Representatives Fisher and Harrison (Primary Sponsors); K. Alexander, Faison, Insko, and Jones:

H.B. 1387, A BILL TO BE ENTITLED AN ACT TO REDUCE THE CURRENT LIMITATIONS ON CITY ORDINANCES, COUNTY ORDINANCES, DEED RESTRICTIONS, COVENANTS, AND OTHER SIMILAR AGREEMENTS THAT REGULATE THE INSTALLATION OF SOLAR COLLECTORS FOR RESIDENCES AND TO CHANGE THE AUTHORITY TO AWARD ATTORNEYS' FEES TO ONLY THE PREVAILING PROPERTY OWNER, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Judiciary III.

By Representatives Fisher, Goforth, Harrison, Rapp, and Wray:

H.B. 1388, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PUBLIC NOTICE REQUIREMENT REGARDING A PROSPECTIVE DEVELOPER'S INTENT TO REDEVELOP A BROWNFIELDS PROPERTY AND TO REMOVE THE CONDITION UNDER WHICH THE REGISTER OF DEEDS IS NOT REQUIRED TO RECORD THE CANCELLATION OF THE NOTICE OF BROWNFIELDS PROPERTY AFTER THE HAZARDS HAVE BEEN ELIMINATED, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

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By Representatives Fisher, Harrison, and Rapp (Primary Sponsors); Harrell, Luebke, and Martin:

H.B. 1389, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ANY CITY TO DESIGNATE AN AREA WITHIN THE CITY WITHIN WHICH DESIGNATED AREA CITY OFFICIALS AND FREE AND WILLING PROPERTY OWNERS MAY ENTER INTO CONTRACTUAL ASSESSMENTS TO FINANCE THE INSTALLATION OF DISTRIBUTED GENERATION RENEWABLE ENERGY SOURCES OR ENERGY EFFICIENCY IMPROVEMENTS THAT ARE PERMANENTLY AFFIXED TO REAL PROPERTY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Mackey, Hall, Mobley, and Faison (Primary Sponsors); K. Alexander, Cotham, Gibson, Glazier, Harrison, Jones, Parmon, Pierce, Stewart, Wainwright, and Womble:

H.B. 1390, A BILL TO BE ENTITLED AN ACT TO RENDER VOID ANY BEQUEST OR DEVISE IN A WILL TO THE ATTORNEY WHO DRAFTED THE WILL UNLESS THE ATTORNEY IS A RELATIVE OF THE TESTATOR, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives Insko and Harrison:

H.B. 1391, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO PROVIDE PREMIUM SUBSIDIES IF FUNDS ARE AVAILABLE, is referred to the Committee on Health and, if favorable, to the Committee on Insurance.

By Representatives Insko, Harrison, Holliman, and Lucas:

H.B. 1392, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO NEGOTIATE RATES FOR SERVICES PROVIDED TO PERSONS COVERED UNDER THE POOL BY OUT-OF-STATE PROVIDERS, is referred to the Committee on Health and, if favorable, to the Committee on Insurance.

By Representatives Bryant, Allen, and Wray (Primary Sponsors); Cotham, Faison, E. Floyd, Glazier, Harrison, Hughes, and Parmon:

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H.B. 1393, A BILL TO BE ENTITLED AN ACT TO ENABLE RETIRED SCHOOL PRINCIPALS TO RETURN TO EMPLOYMENT AT LOW-PERFORMING PUBLIC SCHOOLS WITHOUT LOSING RETIREMENT BENEFITS, is referred to the Committee on Education and, if favorable, to the Committee on Pensions and Retirement.

By Representatives Bryant, Lucas, and Parmon (Primary Sponsors); Blust, Cotham, Faison, Farmer-Butterfield, E. Floyd, Glazier, Harrison, Hughes, and Wainwright:

H.B. 1394, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION TO STUDY ALTERNATIVE SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bryant, Harrison, Wray, and Farmer-Butterfield (Primary Sponsors); Allen, Braxton, Cole, Glazier, Haire, Justice, Lucas, Mackey, McLawhorn, Tolson, Wainwright, and Wilkins:

H.B. 1395, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT GRANTS AWARDED FROM THE CLEAN WATER MANAGEMENT TRUST FUND FOR THE 2008-2009 FISCAL YEAR SHALL BE FUNDED BEFORE AWARDING NEW GRANTS IN THE 2009-2010 FISCAL YEAR, is referred to the Committee on Appropriations.

By Representatives Glazier, Ross, and Stam (Primary Sponsors); Burr and Lucas:

H.B. 1396, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CRIMINAL CASES IN SUPERIOR COURT SHALL BE CALENDARIED BY THE COURT, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Hall, Luebke, and Lucas (Primary Sponsors); Adams, Barnhart, Bryant, Cole, Faison, Goforth, Harrison, Jackson, Killian, Lewis, Mackey, Martin, Pierce, Steen, Stewart, Stiller, Underhill, and Wainwright:

H.B. 1397, A BILL TO BE ENTITLED AN ACT TO ENACT CERTAIN RESTRICTIONS AND REQUIREMENTS RELATING TO THE PRACTICE OR BUSINESS OF DEBT SETTLEMENT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

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By Representatives Goodwin and Lucas:

H.B. 1398, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR DETERMINING THE SENIOR RESIDENT SUPERIOR COURT JUDGE FOR A DISTRICT, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representative Braxton:

H.B. 1399, A BILL TO BE ENTITLED AN ACT TO ESTABLISH COMPLIANCE AND ENFORCEMENT REQUIREMENTS FOR HOLDERS OF GROUNDWATER WITHDRAWAL PERMITS IN CERTAIN CAPACITY USE AREAS, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Environment and Natural Resources.

By Representatives Avila and Tillis (Primary Sponsors); Barnhart, Burr, Dollar, Gulley, Hilton, Holliman, Lucas, Samuelson, and Stam:

H.B. 1400, A BILL TO BE ENTITLED AN ACT TO MAKE IT AN INFRACTION FOR A PERSON WHO IS LESS THAN EIGHTEEN YEARS OLD TO SMOKE OR OTHERWISE CONSUME A TOBACCO PRODUCT, is referred to the Committee on Health and, if favorable, to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

By Representatives Barnhart and Moore (Primary Sponsors); Faison, Glazier, Lucas, and Steen:

H.B. 1401, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR MISDEMEANOR DEATH BY MOTOR VEHICLE FROM A CLASS 1 MISDEMEANOR TO A CLASS A1 MISDEMEANOR, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

By Representatives Neumann and Burris-Floyd (Primary Sponsors); and Faison:

H.B. 1402, A BILL TO BE ENTITLED AN ACT TO ESTABLISH "COVER NC," A HEALTH CARE ACCESS PROGRAM FOR UNINSURED INDIVIDUALS AND THEIR DEPENDENTS; AND TO ESTABLISH THE NC HEALTH INSURANCE MARKET CHOICES PROGRAM, is referred to the Committee on Health and, if favorable, to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

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By Representatives Neumann, Burris-Floyd, McCormick, and Tillis (Primary Sponsors); Avila, Barnhart, Blust, Brubaker, Burr, Current, Folwell, Frye, Glazier, Guice, Hall, Harrison, Hurley, Justice, Justus, Langdon, Lucas, Moore, Randleman, Sager, Starnes, Steen, and Stevens:

H.B. 1403, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A DNA SAMPLE BE TAKEN FROM ANY PERSON ARRESTED FOR COMMITTING A FELONY AND TO ESTABLISH THE MISSING PERSONS DNA IDENTIFICATION SYSTEM AS PART OF THE STATE'S CURRENT DNA DATABASE AND DNA DATABANK, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Hill and Harrison (Primary Sponsors); and Fisher:

H.B. 1404, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA NATUROPATHIC DOCTORS LICENSURE ACT, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representatives Carney and Goforth (Primary Sponsors); Faison, Hughes, Insko, Lucas, and Wainwright:

H.B. 1405, A BILL TO BE ENTITLED AN ACT AUTHORIZING A JOINT LEGISLATIVE STUDY COMMISSION ON AFTER-SCHOOL CHILD CARE AND RELATED PROGRAMS AND APPROPRIATING FUNDS FOR THAT PURPOSE, is referred to the Committee on Appropriations and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Killian and Neumann (Primary Sponsors); Faison, Langdon, Lucas, and Moore:

H.B. 1406, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF TERRORISM, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Michaux, Luebke, Hall, and Wilkins (Primary Sponsors); M. Alexander, Cotham, Dollar, Fisher, E. Floyd, Glazier, Harrison, Hughes, Insko, Jackson, Lucas, Rapp, Wainwright, Weiss, and Wray:

H.J.R. 1407, A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF NORTH CAROLINA CENTRAL UNIVERSITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Gibson and Lucas:

H.B. 1408, A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS REGULATING LANDSCAPE CONTRACTORS AND AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' LICENSING BOARD TO INCREASE FEES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Justice, Grady, Owens, and Gibson (Primary Sponsors); Cleveland, Folwell, Johnson, Justus, Langdon, Lewis, McElraft, Spear, Starnes, and Wray:

H.B. 1409, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN SIMPLE WIRING ACTIVITIES AND APPLIANCE REPLACEMENT IN RESIDENCES FROM BUILDING PERMITTING REQUIREMENTS WHEN THE APPLIANCE IS OF THE SAME ELECTRICAL RATING AND REQUIRES NO CHANGE TO EXISTING ELECTRICAL CIRCUITS AND THE WORK IS PERFORMED BY A LICENSED ELECTRICIAN, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Justice, Johnson, Justus, and Brisson (Primary Sponsors); Cleveland, Langdon, Lucas, McComas, McElraft, and Starnes:

H.B. 1410, A BILL TO BE ENTITLED AN ACT TO EXEMPT WATER HEATER REPLACEMENT IN RESIDENCES FROM BUILDING PERMITTING REQUIREMENTS WHEN THE HEATER IS OF THE SAME SIZE AND CAPACITY AND IS IN THE SAME LOCATION WITH RESPECT TO THE EXISTING WATER PIPING, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on State Government/State Personnel.

By Representative Martin:

H.B. 1411, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXTENSION OF TIME REQUIREMENTS FOR THE PAYMENT OF LICENSURE FEES BY MEMBERS OF THE ARMED FORCES UNDER THE LAWS PERTAINING TO OCCUPATIONAL LICENSING BOARDS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Transportation.

By Representatives Martin and Glazier (Primary Sponsors); and Lucas:

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H.B. 1412, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES RELATING TO NATIONAL GUARD COURTS-MARTIAL, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Judiciary I.

By Representatives Martin and Glazier (Primary Sponsors); Harrison, Lucas, and Wainwright:

H.B. 1413, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MONEY DAMAGES MAY BE AWARDED IN CIVIL ACTIONS UNDER THE SERVICEMEMBERS CIVIL RELIEF ACT; AND TO PROHIBIT CLERKS FROM ALLOWING POWER OF SALE FORECLOSURE SALES FOR PERSONS WHO ARE SUBJECT TO THAT ACT, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Judiciary I.

By Representatives Bordsen, Bryant, Glazier, and Parmon (Primary Sponsors); Adams, K. Alexander, M. Alexander, Barnhart, Bell, Cotham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Goodwin, Haire, Hall, Harrell, Harrison, Holliman, Hughes, Insko, Jeffus, Jones, Love, Lucas, Luebke, Mackey, Martin, Mobley, Pierce, Ross, Stewart, Tarleton, Tolson, Tucker, Underhill, Wainwright, Weiss, Whilden, Womble, and Wray:

H.B. 1414, A BILL TO BE ENTITLED AN ACT TO DEFINE DELINQUENT JUVENILE AS A JUVENILE WHO IS BETWEEN SIX YEARS OF AGE AND EIGHTEEN YEARS OF AGE WHO COMMITS A CRIME OR INFRACTION AND TO ESTABLISH A TASK FORCE FOR IMPLEMENTATION OF THE YOUTH ACCOUNTABILITY ACT, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary II.

By Representatives Bordsen, Insko, M. Alexander, and Earle (Primary Sponsors); Cotham, Faison, Fisher, Harrison, Hughes, Mobley, Rapp, Ross, Wainwright, and Weiss:

H.B. 1415, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EARNED INCOME TAX CREDIT, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON CHILDREN AND YOUTH, is referred to the Committee on Finance.

By Representatives Bordsen, Farmer-Butterfield, Parmon, and Bryant (Primary Sponsors); Allen, Brisson, Dickson, England, Faison, Fisher, Glazier, Goodwin, Harrison, Howard, Hughes, Insko, Jeffus, Johnson, Justice, Justus, Lewis, Martin, Mobley, Rapp, and E. Warren:

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H.B. 1416, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH TO STUDY ISSUES RELATED TO CHILDREN OF INCARCERATED PARENTS, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bordsen, Mobley, Glazier, and Dickson (Primary Sponsors); Harrison, Hughes, Insko, and Lucas:

H.B. 1417, A BILL TO BE ENTITLED AN ACT TO REVISE THE CRITERIA FOR SECURE CUSTODY OF DELINQUENT JUVENILES, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary II.

By Representatives Rapp, Goodwin, Sutton, and Dollar (Primary Sponsors); K. Alexander, Brisson, Dickson, England, Farmer-Butterfield, Fisher, Glazier, Goforth, Guice, Harrison, Howard, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Lucas, McLawhorn, Mobley, Stewart, Tolson, Underhill, R. Warren, Whilden, and Williams:

H.R. 1418, A HOUSE RESOLUTION REAFFIRMING THE POSITION OF THE HOUSE OF REPRESENTATIVES TO BAN VIDEO GAMING MACHINES, is referred to the Committee on Judiciary III. and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cleveland, Lucas, and Gulley (Primary Sponsors):

H.B. 1419, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE CAPTURE, INJURY, KILLING, OR DISTURBANCE OF BATS, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Hilton, Cleveland, Folwell, Gillespie, Lewis, Samuelson, and Starnes:

H.B. 1420, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COVERAGE FOR ABORTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Wainwright and Lucas:

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H.B. 1421, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ELECTION LAWS RELATED TO VOTING EQUIPMENT, PREPARATION OF BALLOTS, AND TO THE DUTIES OF THE COUNTY BOARDS OF ELECTIONS AND THE STATE BOARD OF ELECTIONS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Martin, Hughes, and Lucas:

H.B. 1422, A BILL TO BE ENTITLED AN ACT TO CREATE A LIMITED EXCEPTION TO THE POLICY OF THE UNIVERSITY OF NORTH CAROLINA THAT REQUIRES THAT A TUITION SURCHARGE BE IMPOSED ON ANY UNDERGRADUATE STUDENT WHO EXCEEDS THE LIMIT OF ONE HUNDRED FORTY CREDIT HOURS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Education.

By Representatives Hilton, R. Warren, and Setzer (Primary Sponsors); and Frye:

H.B. 1423, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ELIGIBILITY REQUIREMENTS FOR THE INDUSTRIAL DEVELOPMENT FUND, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Stevens and Burris-Floyd (Primary Sponsors); Boles, Bordsen, Gibson, Gulley, Harrell, Hurley, Jackson, Langdon, Lucas, McCormick, McElraft, Mills, Randleman, Sager, Sutton, Tillis, Whilden, Wiley, and Wray:

H.B. 1424, A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OPERATOR OF A CHILD CARE FACILITY TO REQUEST STATEWIDE AND NATIONAL CRIMINAL HISTORY CHECKS OF POTENTIAL CHILD CARE EMPLOYEES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative Stevens:

H.B. 1425, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT INDIVIDUALS WHO ARE EIGHTEEN, NINETEEN, OR TWENTY YEARS OF AGE AND WHO HAVE BEEN CONVICTED OF DRIVING WHILE IMPAIRED ARE ELIGIBLE FOR A LIMITED DRIVING PRIVILEGE, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

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By Representatives Gibson and Lucas:

H.B. 1426, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER SUBSTANTIVE, CLARIFYING, TECHNICAL, AND CONFORMING AMENDMENTS TO THE LAWS GOVERNING THE MANAGEMENT OF DISCARDED COMPUTER EQUIPMENT AND DISCARDED TELEVISIONS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Gibson and Lucas:

H.B. 1427, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER SUBSTANTIVE, CLARIFYING, TECHNICAL, AND CONFORMING AMENDMENTS TO THE LAWS GOVERNING THE MANAGEMENT OF DISCARDED COMPUTER EQUIPMENT AND DISCARDED TELEVISIONS, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative Lewis:

H.B. 1428, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO LIMIT THE TAKING OF DEER WITH THE AID OF DOGS, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary III.

By Representative Lewis:

H.B. 1429, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CLARIFICATIONS REGARDING THE IMPROVEMENTS TO DROUGHT PREPAREDNESS AND RESPONSE IN NORTH CAROLINA MADE BY THE 2008 SESSION OF THE GENERAL ASSEMBLY, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Tillis, Allred, and Blackwood (Primary Sponsors); Blust, Boles, Burr, Burris-Floyd, Cleveland, Folwell, Gillespie, Hilton, Hurley, Justus, McCormick, McElraft, McGee, Mills, Neumann, Sager, Samuelson, Stam, and Starnes:

H.B. 1430, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE BLUE RIBBON COMMISSION ON CHARTER SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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By Representatives Tillis, Blackwood, Dollar, and Randleman (Primary Sponsors); Allred, Barnhart, Blackwell, Blust, Boles, Brown, Burr, Burris-Floyd, Daughtry, Folwell, Frye, Gillespie, Gulley, Hilton, Holloway, Howard, Killian, Lewis, McElraft, McGee, Mills, Moore, Neumann, Sager, Samuelson, Stam, Starnes, Steen, Stevens, and West:

H.B. 1431, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ONE-FOURTH CENT LOCAL LAND TRANSFER TAX, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives McLawhorn, Faison, Lucas, and McElraft:

H.B. 1432, A BILL TO BE ENTITLED AN ACT TO EXPEDITE CRIMINAL HISTORY CHECKS OF CHILD CARE PROVIDERS BY ALLOWING CERTIFIED INDEPENDENT COMPANIES REGULATED BY THE FEDERAL FAIR CREDIT REPORTING ACT TO PERFORM CRIMINAL HISTORY CHECKS OF CHILD CARE PROVIDERS, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

By Representatives England and Bordsen (Primary Sponsors); Faison, Harrison, Lucas, and Rapp:

H.B. 1433, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE IMMUNITY FROM LIABILITY OF PERSONS USING AUTOMATED EXTERNAL DEFIBRILLATORS IN EMERGENCY SITUATIONS, is referred to the Committee on Health and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Cole and Starnes:

H.B. 1434, A BILL TO BE ENTITLED AN ACT TO REPEAL THE COMBINED MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX COLLECTION SYSTEM, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Cole, Sutton, and Owens (Primary Sponsors); Cotham, E. Floyd, Goforth, Hill, Lucas, McCormick, McLawhorn, Mills, Randleman, and Wray:

H.B. 1435, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAWS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

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By Representatives Cole, Sutton, and Owens (Primary Sponsors); Cotham, Goforth, Hill, Lucas, McCormick, McLawhorn, Mills, Randleman, and Wray:

H.B. 1436, A BILL TO BE ENTITLED AN ACT TO CLARIFY DEALER TERMINATION ASSISTANCE RIGHTS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

By Representatives Boles and K. Alexander (Primary Sponsors):

H.B. 1437, A BILL TO BE ENTITLED AN ACT ESTABLISHING IMMUNITY FROM CIVIL LIABILITY FOR FUNERAL DIRECTORS UNDER THE LAWS REGULATING THE PRACTICE OF FUNERAL SERVICE, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

By Representatives Spear, R. Warren, Sutton, and Randleman (Primary Sponsors); Braxton, Brisson, Crawford, Faison, Guice, Haire, Harrison, Hilton, Hurley, Love, Lucas, McLawhorn, Rapp, Steen, Stewart, Tucker, E. Warren, Wilkins, Williams, and Wray:

H.B. 1438, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PILOT PROGRAM TO DETERMINE THE EFFECTIVENESS OF USING VIDEOCONFERENCE TECHNOLOGY TO CONDUCT COURT PROCEEDINGS, OTHER THAN TRIALS, INVOLVING PERSONS IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION AND IN LOCAL CONFINEMENT FACILITIES, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Judiciary II.

By Representatives Spear and Wainwright:

H.B. 1439, A BILL TO BE ENTITLED AN ACT TO INCREASE PUBLIC PARTICIPATION AND INPUT INTO THE SETTING OF INSURANCE RATES IN NORTH CAROLINA, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representatives Harrison, K. Alexander, Cotham, and Martin (Primary Sponsors); Fisher, Hall, Insko, Luebke, and Weiss:

H.B. 1440, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE DEVELOPMENT OF RENEWABLE ENERGY MARKETS AND INDUSTRIES BY REQUIRING ELECTRIC PUBLIC UTILITIES, ELECTRIC MEMBERSHIP CORPORATIONS, AND MUNICIPALITIES THAT SELL ELECTRIC POWER TO RETAIL ELECTRIC POWER

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CUSTOMERS TO CONNECT RENEWABLE ENERGY ELECTRICITY FACILITIES IN THE STATE TO THE GRID AND PURCHASE ALL THE ELECTRIC POWER PRODUCED AT THESE FACILITIES AT CERTAIN FEED-IN RATES ESTABLISHED BY THE NORTH CAROLINA UTILITIES COMMISSION, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

By Representatives Harrison, Fisher, and K. Alexander (Primary Sponsors); Cotham, Hall, Insko, Luebke, and Mackey:

H.B. 1441, A BILL TO BE ENTITLED AN ACT (1) TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP, MAINTAIN, AND PUBLISH A GREENHOUSE GAS EMISSIONS INVENTORY; (2) TO REQUIRE THE STATE TO REDUCE GREENHOUSE GAS EMISSIONS ACCORDING TO A CERTAIN SCHEDULE; (3) TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A TWO-STEP IMPLEMENTATION PLAN TO REDUCE GREENHOUSE GAS EMISSIONS STATEWIDE; AND (4) TO REQUIRE MONITORING AND REPORTING TO ENSURE IMPLEMENTATION OF THE GREENHOUSE GAS EMISSIONS REDUCTION PLAN ACCORDING TO THE PRESCRIBED SCHEDULE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Public Utilities.

By Representatives Harrison, Justice, Blue, and Glazier (Primary Sponsors); Bryant, Cotham, Fisher, Goodwin, Hall, Hughes, Insko, Jones, Lucas, Luebke, Mackey, Weiss, and Wray:

H.B. 1442, A BILL TO BE ENTITLED AN ACT TO PROTECT PUBLIC HEALTH AND WATER QUALITY FOR RESIDENTS OF THE STATE WHO RECEIVE DRINKING WATER FROM PRIVATE DRINKING WATER WELLS OR IMPROVED SPRINGS, is referred to the Committee on Health and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations.

By Representatives Harrison, Fisher, and K. Alexander (Primary Sponsors); M. Alexander, Bryant, E. Floyd, Insko, Luebke, and Mackey:

H.B. 1443, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT NEW AND RENOVATED COMMERCIAL BUILDINGS AND NEW RESIDENTIAL BUILDINGS COMPLY WITH ENERGY CONSERVATION STANDARDS, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

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By Representatives Haire and Lucas:

H.B. 1444, A BILL TO BE ENTITLED AN ACT TO CREATE A LIMITED HUNTING PRIVILEGE PERMIT THAT AUTHORIZES A PERSON WHO HAS ONLY ONE NONVIOLENT FELONY CONVICTION TO POSSESS AND USE A LONG GUN FOR HUNTING PURPOSES IN CERTAIN CIRCUMSTANCES, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Haire and Harrison:

H.B. 1445, A BILL TO BE ENTITLED AN ACT TO RECLASSIFY STATUTORY RAPE OR SEXUAL OFFENSE OF A PERSON WHO IS THIRTEEN, FOURTEEN, OR FIFTEEN YEARS OLD BY A DEFENDANT WHO IS MORE THAN FOUR YEARS BUT LESS THAN SIX YEARS OLDER; TO PROVIDE FOR THE EXPUNCTION OF CONVICTIONS FOR CERTAIN NONVIOLENT CRIMINAL OFFENSES, TO MAKE CONFORMING CHANGES TO EXISTING EXPUNCTION STATUTES, AND TO REQUIRE STATE AND NATIONAL CRIMINAL RECORD CHECKS WHEN EXPUNGING RECORDS; TO RESTRUCTURE THE PRIOR RECORD LEVEL POINT RANGES IN STRUCTURED SENTENCING IN ORDER TO EXPAND THE POINTS IN PRIOR RECORD LEVEL I AND TO EVEN OUT THE REMAINING RANGES; TO MAKE THE INCREASE IN SENTENCE LENGTHS BETWEEN PRIOR RECORD LEVELS MORE PROPORTIONATE USING A SET PERCENTAGE INCREMENT; TO INCREASE THE PERIOD OF POST-RELEASE SUPERVISION FROM NINE MONTHS TO TWELVE MONTHS; AND TO DIRECT THE DEPARTMENT OF CORRECTION TO MAKE VARIOUS MODIFICATIONS TO THE RULES REGARDING "EARNED TIME", is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Parmon, and Cotham (Primary Sponsors); Harrison, Lucas, and Rapp:

H.B. 1446, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO SCHOOL IMPROVEMENT PLANS, is referred to the Committee on Education.

By Representatives Wiley, Hurley, Lewis, Lucas, Neumann, and Stevens:

H.B. 1447, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE IDENTITY OF AN INDIVIDUAL WHO PROVIDES A TIP FOR AN UNSOLVED CASE THROUGH CRIME STOPPERS OR SIMILAR

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ORGANIZATIONS IS NOT A PUBLIC RECORD AND IS NOT ADMISSIBLE AS EVIDENCE IN A COURT PROCEEDING, AND TO PROVIDE THAT A LAW ENFORCEMENT AGENCY HAS A DUTY TO MAINTAIN THE CONFIDENTIALITY OF A CRIME STOPPERS' TIP, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Wiley, Neumann, Stevens, and Fisher (Primary Sponsors); Hurley, Lucas, and Wray:

H.B. 1448, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS PERTAINING TO THE AMBER ALERT SYSTEM, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Judiciary III.

By Representatives Weiss, Moore, Goodwin, and Glazier (Primary Sponsors); Harrison, and Lucas:

H.B. 1449, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE JUVENILE CODE, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary II.

By Representatives Harrison and Jeffus (Primary Sponsors); Hall, Insko, Sutton, and Wray:

H.B. 1450, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DENIAL OF A LICENSE OR PERMIT TO PURCHASE A PISTOL SHALL BE REPORTED TO THE STATE BUREAU OF INVESTIGATION BY ENTRY INTO AN APPROPRIATE COMPUTERIZED DATABASE THAT IS ACCESSIBLE TO SHERIFFS STATEWIDE, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representative Harrison:

H.B. 1451, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATED TO THE OPERATION OF BICYCLES, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary I.

By Representatives Allen, Howard, Justice, and Harrison (Primary Sponsors); Carney and Lucas:

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H.B. 1452, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL LOCAL GOVERNMENTS TO ADOPT A CODE OF ETHICS FOR THE GOVERNING BOARD AND TO REQUIRE THE MEMBERS OF THOSE GOVERNING BOARDS TO RECEIVE EDUCATION ON ETHICS LAWS APPLICABLE TO LOCAL GOVERNMENT OFFICIALS, is referred to the Committee on Ethics and, if favorable, to the Committee on Judiciary I.

By Representative Dollar:

H.B. 1453, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE MAINTENANCE VEHICLES TO PARK IN METERED PARKING SPACES NEAR THE CAPITOL GROUNDS AND TO PROHIBIT PARKING OF MAINTENANCE VEHICLES ON THE STATE CAPITOL GROUNDS IN A MANNER THAT OBSTRUCTS THE VIEW OF OR ACCESS TO MONUMENTS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Burr, Cleveland, and Lucas:

H.B. 1454, A BILL TO BE ENTITLED AN ACT REQUIRING THAT FUNDS A RECIPIENT RECEIVES FOR THE LOW-INCOME ENERGY ASSISTANCE PROGRAM OR THE CRISIS INTERVENTION PROGRAM BE USED FOR THE PAYMENT OF UTILITY SERVICES RELATED TO HEATING OR COOLING A RESIDENTIAL DWELLING ONLY, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Appropriations.

By Representatives Burr, Goodwin, Brubaker, and Coates (Primary Sponsors); Allen, Barnhart, Boles, Burris-Floyd, Dockham, Faison, Guice, Howard, Hurley, Johnson, Justice, Justus, Lucas, Luebke, McCormick, Mills, Parmon, Setzer, Steen, Tillis, Womble, and Yongue:

H.B. 1455, A BILL TO BE ENTITLED AN ACT TO CREATE THE YADKIN RIVER TRUST IN ORDER TO: (1) DEVELOP THE YADKIN RIVER IN STANLY, DAVIDSON, MONTGOMERY, AND ROWAN COUNTIES AS AN INSTRUMENTALITY OF INTRASTATE, INTERSTATE, AND FOREIGN COMMERCE AND NAVIGATION; (2) ACQUIRE AND OPERATE THE YADKIN PROJECT, AN EXISTING HYDROELECTRIC FACILITY, AND TO AUTHORIZE ISSUANCE OF BONDS AND NOTES BY THE TRUST FOR THAT PURPOSE; AND (3) PRODUCE, DISTRIBUTE, AND SELL HYDROELECTRIC POWER FROM EXISTING OR NEW HYDROELECTRIC FACILITIES, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

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By Representatives Burr and Guice (Primary Sponsors); Cleveland and Holloway:

H.B. 1456, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON WHO IS CONVICTED OF A FELONY DRUG OFFENSE AND SENTENCED TO COMMUNITY OR INTERMEDIATE PUNISHMENT SHALL HAVE IMPOSED AS A SPECIAL CONDITION OF PROBATION THAT THE PERSON SHALL NOT OWN OR HAVE A DOG THAT WEIGHS MORE THAN FOURTEEN POUNDS EITHER ON HIS OR HER RESIDENTIAL PREMISES OR IN A MOTOR VEHICLE THE PERSON IS DRIVING AND TO PROVIDE THAT A PERSON CONVICTED OF A FELONY DRUG OFFENSE SHALL NOT OWN OR HAVE A DOG THAT WEIGHS MORE THAN FOURTEEN POUNDS EITHER IN A MOTOR VEHICLE THAT THE PERSON IS DRIVING OR ON HIS OR HER RESIDENTIAL PREMISES FOR A PERIOD OF SIX YEARS AFTER SERVING AN ACTIVE SENTENCE FOR THE DRUG FELONY, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Tarleton, Cotham, Dollar, Harrison, Neumann, and Rapp:

H.B. 1457, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NORTH CAROLINA RESIDENT, WHO ENLISTS IN THE MILITARY AND WHO, UPON RECEIVING AN HONORABLE DISCHARGE, RETURNS TO NORTH CAROLINA WITH THE INTENT OF REESTABLISHING STATE RESIDENCY IS ELIGIBLE FOR IN-STATE TUITION WITHOUT FIRST SATISFYING THE TWELVE-MONTH RESIDENCY REQUIREMENT IN CERTAIN CIRCUMSTANCES, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representative Stewart:

H.B. 1458, A BILL TO BE ENTITLED AN ACT TO RAISE THE LIABILITY CAP OF THE INSURANCE GUARANTY ASSOCIATION TO THE LEVEL RECOMMENDED BY THE CURRENT VERSION OF THE MODEL ACT AND TO MAKE OTHER CONFORMING CHANGES, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representative Stewart:

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H.B. 1459, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH INSURANCE COMPANIES THAT PROVIDE IN-NETWORK HEALTH COVERAGE TO ALLOW ALL PROVIDERS TO JOIN THE NETWORK IF THE PROVIDER IS WILLING TO COMPLY WITH THE INSURER'S NETWORK REQUIREMENTS, is referred to the Committee on Health and, if favorable, to the Committee on Insurance.

By Representatives Bryant, Harrison, and Hughes:

H.B. 1460, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LAND LOSS PREVENTION PROJECT, THE COALITION OF FARM AND RURAL FAMILIES, AND THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND ADVISORY COMMITTEE TO COLLABORATE TO STUDY AND IMPLEMENT BEST PRACTICES TO REDUCE LAND LOSS AMONG HEIR PROPERTY OWNERS AND OTHER JOINT OWNERS OF REAL PROPERTY, PARTICULARLY IN RURAL AREAS, is referred to the Committee on Agriculture and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Bryant, Harrison, and Parmon (Primary Sponsors); Glazier, Hughes, Tarleton, Tolson, and Wainwright:

H.B. 1461, A BILL TO BE ENTITLED AN ACT TO PROVIDE NOTICE TO LOCAL GOVERNMENTS AND THE PUBLIC OF THE AVAILABILITY OF WEATHERIZATION FUNDS AND TO AUTHORIZE THE GREEN BUSINESS FUND TO BE USED FOR THE DEVELOPMENT OF BUSINESSES THAT INSTALL ENERGY EFFICIENCY MEASURES IN THE HOMES OF LOW- AND MODERATE-INCOME PERSONS, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Hughes, Fisher, E. Floyd, Glazier, Hall, Harrison, Insko, Luebke, Mackey, and Weiss:

H.B. 1462, A BILL TO BE ENTITLED AN ACT TO IMPOSE A MORATORIUM ON THE CONSIDERATION OF PERMIT APPLICATIONS AND ISSUANCE OF PERMITS FOR THE CONSTRUCTION AND OPERATION OF CEMENT PLANTS IN THE STATE UNTIL SEPTEMBER 1, 2010, AND TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE ENVIRONMENTAL IMPACTS OF CEMENT PLANTS AND THE SITING,

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DESIGN, AND OPERATIONAL REQUIREMENTS GOVERNING CEMENT PLANTS IN ORDER TO PROTECT PUBLIC HEALTH AND THE ENVIRONMENT, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Dickson, Wilkins, Harrell, and Farmer-Butterfield (Primary Sponsors); Harrison, Jackson, and Lucas:

H.B. 1463, A BILL TO BE ENTITLED AN ACT ALLOWING ADULT BIOLOGICAL SIBLINGS OF ADULT ADOPTEES, ADULT BIOLOGICAL HALF SIBLINGS OF ADULT ADOPTEES, ADULT FAMILY MEMBERS OF DECEASED ADOPTEES, AND ADULT FAMILY MEMBERS OF DECEASED BIOLOGICAL PARENTS TO HAVE ACCESS TO CONFIDENTIAL INTERMEDIARY SERVICES UPON THE CONSENT OF THE PARTIES AND TO ALLOW AN AGENCY ACTING AS A CONFIDENTIAL INTERMEDIARY TO OBTAIN A COPY OF A DEATH CERTIFICATE OF THE PERSON WHO IS THE SUBJECT OF THE SEARCH AND DELIVER IT TO THE PERSON REQUESTING SERVICES, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Parmon and Womble (Primary Sponsors); E. Floyd and McLawhorn:

H.B. 1464, A BILL TO BE ENTITLED AN ACT TO CLARIFY DOMESTIC VIOLENCE LAWS REGARDING WHEN A LAW ENFORCEMENT OFFICER MUST ARREST A PERSON WHO HAS KNOWINGLY VIOLATED A VALID PROTECTIVE ORDER, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Folwell and Lewis:

H.B. 1465, A BILL TO BE ENTITLED AN ACT TO SUBSTITUTE UNINSURED OR UNDERINSURED MOTORIST COVERAGE FOR WORKERS' COMPENSATION COVERAGE WHEN AN EMPLOYEE IS INJURED OR KILLED IN AN EMPLOYER'S VEHICLE DUE TO THE NEGLIGENCE OF AN UNDERINSURED OR UNINSURED THIRD PARTY, is referred to the Committee on Transportation and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

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By Representatives Yongue, McLawhorn, and Lucas (Primary Sponsors); Bell, Faison, Glazier, Insko, Rapp, Tolson, and Wray:

H.B. 1466, A BILL TO BE ENTITLED AN ACT TO COORDINATE THE REPORT DUE DATES FOR VARIOUS TEACHER EDUCATION REPORTS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Yongue, Insko, McLawhorn, and Lucas (Primary Sponsors); Bell, Faison, Glazier, Tolson, and Wray:

H.B. 1467, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND TO THE DEPARTMENT OF PUBLIC INSTRUCTION TO PROVIDE TECHNICAL ASSISTANCE IN PROMOTING HEALTHY LIFESTYLES, AS RECOMMENDED BY THE NORTH CAROLINA TASK FORCE ON PREVENTING CHILDHOOD OBESITY, is referred to the Committee on Appropriations.

By Representatives Yongue, Johnson, Insko, and McLawhorn (Primary Sponsors); Bell, Faison, Glazier, Hughes, Lucas, Tarleton, Tolson, Wainwright, and Wray:

H.B. 1468, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUPPORT CONTINUATION OF THE CHILDHOOD OBESITY PREVENTION INITIATIVE OF COMMUNITY CARE OF NORTH CAROLINA, AS RECOMMENDED BY THE NORTH CAROLINA TASK FORCE ON PREVENTING CHILDHOOD OBESITY, is referred to the Committee on Appropriations.

By Representatives Yongue, Johnson, Lucas, and Bell (Primary Sponsors); Faison, Glazier, Insko, McLawhorn, Tolson, and Wray:

H.B. 1469, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO ASSIST IN THE DEVELOPMENT AND IMPLEMENTATION OF ACTIVE LIVING PLANS IN COMMUNITIES, AS RECOMMENDED BY THE NORTH CAROLINA TASK FORCE ON PREVENTING CHILDHOOD OBESITY, is referred to the Committee on Appropriations.

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By Representatives Yongue, Jeffus, and Glazier (Primary Sponsors); Lucas, McLawhorn, and Wray:

H.B. 1470, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE LENGTH OF THE SCHOOL LUNCH PERIOD ACROSS THE STATE TO DETERMINE WHETHER STUDENTS HAVE ADEQUATE TIME FOR MEALS, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Yongue, Bell, and McLawhorn (Primary Sponsors); Glazier, Harrison, Insko, Lucas, and Wainwright:

H.B. 1471, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS AND OTHER ENTITIES REGARDING THE JOINT USE OF THEIR FACILITIES FOR PHYSICAL ACTIVITY, is referred to the Committee on Education and, if favorable, to the Committee on Judiciary III.

By Representatives Yongue and Insko (Primary Sponsors); Faison, Glazier, Harrison, McLawhorn, Rapp, Ross, Tarleton, and Wray:

H.B. 1472, A BILL TO BE ENTITLED AN ACT DIRECTING THE NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES UNDER POLICIES AND RULES OF THE NORTH CAROLINA CHILD CARE COMMISSION TO ASSESS THE PROCESS AND FUNDING NEEDED TO INCORPORATE HEALTHY EATING AND PHYSICAL ACTIVITY PRACTICES AS QUALITY INDICATORS IN THE FIVE-STAR RATING SYSTEM FOR LICENSED CHILD CARE FACILITIES, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Carney, Johnson, and Yongue (Primary Sponsors); and Lucas:

H.B. 1473, A BILL TO BE ENTITLED AN ACT TO ENACT THE EQUAL ACCESS ACT, is referred to the Committee on Education and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Williams, Glazier, Cotham, and Farmer-Butterfield (Primary Sponsors); Allen, Blue, Coates, Dickson, England, Goforth, Insko,

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Jackson, Jones, Love, Lucas, Mackey, McLawhorn, Parmon, Rapp, Ross, Spear, Stam, Tarleton, Tillis, E. Warren, and Wray:

H.B. 1474, A BILL TO BE ENTITLED AN ACT MANDATING A WEEK OF "CREDIT EDUCATION" FOR ALL HIGH SCHOOL SENIORS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Jackson and Mackey (Primary Sponsors); Bryant, Faison, Harrell, and Whilden:

H.B. 1475, A BILL TO BE ENTITLED AN ACT TO PROVIDE PHYSICAL THERAPY, OCCUPATIONAL THERAPY, AND SPEECH THERAPY COVERAGE FOR INDIVIDUALS UP TO AGE TWENTY-ONE UNDER THE STATE MEDICAID PROGRAM, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Blue and Glazier (Primary Sponsors); Faison, Harrison, and Lucas:

H.B. 1476, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A CLAIMANT AGAINST AN ENTITY PROTECTED BY GOVERNMENTAL IMMUNITY HAS AN ADEQUATE REMEDY AT LAW, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

By Representatives Blue, Faison, Glazier, Harrison, and Lucas:

H.B. 1477, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUAL ACCESS TO COURT SERVICES AND TO FULLY FUND INTERPRETER NEEDS IN THE COURTS, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representative Tillis:

H.B. 1478, A BILL TO BE ENTITLED AN ACT TO PROTECT THE SEAL OF A LICENSED DESIGN PROFESSIONAL IN BUILDING INSPECTION DOCUMENTS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

By Representatives Hall, E. Floyd, Harrison, Lucas, and Luebke:

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H.B. 1479, A BILL TO BE ENTITLED AN ACT TO PREVENT THE EXECUTION OF INNOCENT PERSONS BY PROVIDING THAT A DEFENDANT MAY ONLY BE TRIED FOR A CAPITAL OFFENSE IF THE STATE PRESENTS CERTAIN INCRIMINATING EVIDENCE PRIOR TO THE PRETRIAL CONFERENCE, is referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

By Representatives Bryant and Allen (Primary Sponsors); McLawhorn and Wray:

H.B. 1480, A BILL TO BE ENTITLED AN ACT EXPANDING THE PERMITTED USES OF 911 FUNDS BY PUBLIC SAFETY ANSWERING POINTS IN THE STATE, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

By Representatives Bryant and Harrison (Primary Sponsors):

H.B. 1481, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE STATE ENERGY OFFICE FROM THE DEPARTMENT OF ADMINISTRATION TO THE DEPARTMENT OF COMMERCE AND TO TRANSFER THE OFFICE OF ECONOMIC OPPORTUNITY FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO THE ENERGY OFFICE OF THE DEPARTMENT OF COMMERCE, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Folwell, Killian, and Tillis (Primary Sponsors); Haire, Hurley, and Lewis:

H.B. 1482, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCENTIVE FOR STUDENTS IN THE UNIVERSITY SYSTEM TO GRADUATE ON TIME, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Folwell, Samuelson, Neumann, and Whilden (Primary Sponsors); Hurley and Jackson:

H.B. 1483, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE HEALTH PLAN TO NEGOTIATE WITH ITS CLAIMS PROCESSING CONTRACTOR TO INCLUDE UNC INFIRMARIES IN THE CLAIMS PROCESSING CONTRACTOR'S PROVIDER NETWORK, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

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By Representatives Barnhart, Dickson, and Glazier (Primary Sponsors); Faison, Insko, and Lucas:

H.B. 1484, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE USE OF ELECTRICITY DEMAND REDUCTION TO SATISFY RENEWABLE ENERGY PORTFOLIO STANDARDS, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Energy and Energy Efficiency.

By Representatives Steen, Barnhart, Neumann, and England (Primary Sponsors); Cotham, Current, Goforth, Harrell, Jackson, and Stiller:

H.B. 1485, A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR RECOVERY OF OVERPAYMENTS TO PROVIDERS BY INSURERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

By Representative Boles:

H.B. 1486, A BILL TO BE ENTITLED AN ACT ALLOWING A COURT OF APPEALS JUDGE TO PERFORM MARRIAGE CEREMONIES, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on State Government/State Personnel.

By Representatives Harrell and Martin (Primary Sponsors); Burris-Floyd, Cotham, Jackson, Ross, and Stevens:

H.B. 1487, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISTRIBUTION OF TOBACCO PRODUCTS IN SELF-SERVICE DISPLAYS, is referred to the Committee on Health and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Harrell and Tolson (Primary Sponsors); and Jackson:

H.B. 1488, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE OFFICE OF INFORMATION TECHNOLOGY SERVICES FOR ENTERPRISE ELECTRONIC FORM AND DIGITAL SIGNATURE SOLUTIONS FOR STATE AND LOCAL GOVERNMENT AND PUBLIC EDUCATIONAL INSTITUTIONS, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Appropriations.

By Representatives Harrell and Tillis (Primary Sponsors); Burris-Floyd, Cotham, Faison, Hurley, Insko, Jackson, Neumann, Rapp, and Stewart:

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H.B. 1489, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANYONE WHO IS CONVICTED OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY OTHER IMPAIRED DRIVING OFFENSE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THEY MAY DRIVE BEFORE THEY CAN GET A LIMITED DRIVING PRIVILEGE, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Judiciary III.

By Representatives Harrell, Goforth, Dollar, and Tillis (Primary Sponsors); Burris-Floyd, Gillespie, Lewis, McCormick, McLawhorn, Neumann, Stam, Stewart, Tarleton, Wilkins, and Wray:

H.B. 1490, A BILL TO BE ENTITLED AN ACT TO EXTEND CERTAIN PERMITS AND APPROVALS AFFECTING THE PHYSICAL DEVELOPMENT OF REAL PROPERTY LOCATED WITHIN THE STATE OF NORTH CAROLINA, THEREBY SUPERSEDING ALL STATUTORY AND REGULATORY REQUIREMENTS TO THE CONTRARY, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Harrell and Tolson (Primary Sponsors):

H.B. 1491, A BILL TO BE ENTITLED AN ACT CLARIFYING THE STATUS OF POSITIONS IN THE OFFICE OF INFORMATION TECHNOLOGY SERVICES AS EXEMPT OR NONEXEMPT UNDER THE STATE PERSONNEL ACT AND RELATING TO THE SELECTION AND APPOINTMENT OF THOSE EMPLOYEES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Current and Cleveland (Primary Sponsors):

H.B. 1492, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TUITION MAY BE CHARGED TO STUDENTS WHO ATTEND THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, TO REPEAL THE LAW THAT AUTHORIZES IN-STATE TUITION STATUS FOR OUT-OF-STATE STUDENTS WHO ARE AWARDED FULL SCHOLARSHIPS, AND TO INCREASE THE TUITION SURCHARGE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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By Representatives Cotham, Jones, Farmer-Butterfield, and Glazier (Primary Sponsors); M. Alexander, England, Fisher, Goodwin, Harrison, Insko, Jackson, Lucas, Mackey, Parmon, Rapp, and Yongue:

H.B. 1493, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE CANDIDATES FOR SELECTED LEGISLATIVE SEATS WITH THE OPTION OF FINANCING THEIR CAMPAIGNS FROM A PUBLICLY SUPPORTED FUND, PROVIDED THAT THEY GAIN AUTHORIZATION TO DO SO FROM REGISTERED VOTERS AND THAT THEY ABIDE BY STRICT FUND-RAISING AND SPENDING LIMITS; AND TO APPROPRIATE FUNDS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

By Representatives Goforth, Insko, Lucas, and Tarleton:

H.B. 1494, A BILL TO BE ENTITLED AN ACT TO REVISE AND CLARIFY THE REQUIREMENTS FOR UNINSURED AND UNDER-INSURED MOTORIST COVERAGE IN MOTOR VEHICLE LIABILITY INSURANCE POLICIES, is referred to the Committee on Insurance and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

By Representatives Blue and Lucas:

H.B. 1495, A BILL TO BE ENTITLED AN ACT TO FORBID SOVEREIGN OR GOVERNMENTAL IMMUNITY NONWAIVER ENDORSEMENT IN INSURANCE POLICIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dollar, Hurley, and Lewis:

H.B. 1496, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMISSION ON IMPLEMENTATION OF THE BEACON HR/PAYROLL SYSTEM AND APPROPRIATING FUNDS FOR THAT PURPOSE, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives R. Warren and Spear (Primary Sponsors); and Wray:

H.B. 1497, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE RESULTS OF A SPECTRAL FLORESCENCE SIGNATURE ANALYSIS WITH REGARD AS TO WHETHER A SUBSTANCE IS A

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DRUG ARE ADMISSIBLE IN EVIDENCE IN COURT, TO REQUIRE A PERMIT TO CONDUCT A SPECTRAL FLORESCENCE SIGNATURE ANALYSIS, AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH AND ADMINISTER A PERMIT PROGRAM FOR THE PRACTICE OF SPECTRAL FLORESCENCE SIGNATURE ANALYSIS, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Judiciary III.

By Representative Blust:

H.B. 1498, A BILL TO BE ENTITLED AN ACT TO AMEND RECEIVERSHIP AND ASSIGNMENT FOR THE BENEFIT OF CREDITORS' LAW, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representatives Dickson, Glazier, Lucas, and Lewis (Primary Sponsors); and E. Floyd:

H.B. 1499, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EMPLOYEES OF THE DEPARTMENT OF DEFENSE AND THEIR DEPENDENTS SHALL QUALIFY FOR THE IN-STATE TUITION RATE AND TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO SET STANDARDS FOR TUITION REFUND POLICIES FOR PROPRIETARY SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representative Spear:

H.B. 1500, A BILL TO BE ENTITLED AN ACT TO CREATE A NEW MULTIJURISDICTIONAL INDUSTRIAL PARK EXCEPTION, is referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Finance.

By Representative Jones:

H.B. 1501, A BILL TO BE ENTITLED AN ACT AMENDING THE REQUIREMENTS FOR COMITY UNDER THE LAWS PERTAINING TO THE NORTH CAROLINA STATE BAR, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Avila and Bordsen (Primary Sponsors); Gulley, Harrison, Insko, and Justus:

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H.B. 1502, A BILL TO BE ENTITLED AN ACT TO ALLOW CHILD SUPPORT PAYMENTS TO CONTINUE UNTIL TWENTY-ONE YEARS OF AGE IF THE CHILD IS ATTENDING A COLLEGE OR UNIVERSITY, is referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

By Representatives Folwell, Lucas, Starnes, and McElraft (Primary Sponsors); Dollar, Hurley, Langdon, Lewis, and Wray:

H.B. 1503, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE LAW THAT MAKES INJURY TO A PREGNANT WOMAN A ONE CLASSIFICATION HIGHER OFFENSE FROM THE UNDERLYING OFFENSE TO A SEPARATE OFFENSE IF THE WOMAN IS PAST HER TWENTIETH WEEK OF PREGNANCY AND TO INCLUDE AS AN AGGRAVATING FACTOR IN FELONY CASES THAT THE VICTIM WAS PREGNANT, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

By Representatives Haire, Fisher, and Rapp:

H.B. 1504, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF TEACHING TO THE STATE BOARD OF EDUCATION, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Adams, K. Alexander, Womble, and Mobley (Primary Sponsors); M. Alexander, Bell, Blue, Boles, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Current, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Glazier, Goforth, Haire, Hall, Harrell, Harrison, Hill, Hughes, Insko, Jackson, Jeffus, Jones, Love, Lucas, Luebke, Mackey, McLawhorn, Michaux, Owens, Parmon, Pierce, Rapp, Ross, Sager, Samuelson, Spear, Stevens, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, and Wray:

H.J.R. 1505, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOHN HOPE FRANKLIN, DISTINGUISHED EDUCATOR, HISTORIAN, AND CIVIL RIGHTS ACTIVIST, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

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S.B. 40 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MURFREESBORO TO LEVY A ROOM OCCUPANCY TAX AND TO MAINTAIN THE CURRENT DISTRIBUTION AND USE OF THE ROOM AND OCCUPANCY TAX LEVIED BY THE TOWN OF BANNER ELK, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 346 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE A DESCRIBED AREA FROM THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS AND TO ASSIST CABARRUS COUNTY WITH THE EXPEDITING OF PUBLIC SCHOOL CONSTRUCTION, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 393 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 432 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX THE MIDWAY COMMUNITY TO THE TOWN OF ABERDEEN, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 543 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF DURHAM TO COLLECT A MUNICIPAL TAX FOR PUBLIC TRANSPORTATION OF TEN DOLLARS ON VEHICLES RESIDENT IN THE CITY, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

The House stands adjourned at 8:05 p.m.

FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 14, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

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The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"People say that patience is a virtue, yet being patient doesn't come easily to us. Kindness is described as ripened fruit picked for the beauty of others to see. Yet, we confess that our words and empty deeds do, in fact, hurt people. Some say that self-control and the ability to keep it all together is a gift beyond measure, and still we find ourselves quick to become hot under the collar. And, faith is described as the crowning gift of God, and yet it, too, goes against every scientific empirical bone in our body. God of every good and perfect gift, show us a better way. Help us to see through Your eyes and not our own, for ours are weak and heavy laden. Lift up our hearts that we might receive all of the wonderful abundance You have for us. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney and Dockham for today. Representative Moore is excused for a portion of the Session.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 303, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SANDRA KAY YOW, BELOVED WOMEN'S BASKETBALL COACH AT NORTH CAROLINA STATE UNIVERSITY. (RESOLUTION 2009-9)

The following bill is duly ratified and presented to the Governor:

H.B. 628, AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO EXPEND EXISTING MONEYS FOR CAPITAL IMPROVEMENT PROJECTS AT NORTH CAROLINA AQUARIUM SATELLITE AREAS.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

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By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 12, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF BIOPTIC LENSES WHEN TESTING FOR A DRIVERS LICENSE AND THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT PASSES CERTAIN REQUIREMENTS AFTER PASSING THE DRIVERS LICENSE EYE TEST, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 925, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SHARING OF CONFIDENTIAL INFORMATION AMONG AGENCIES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES IN ORDER TO CONDUCT QUALITY ASSESSMENT AND IMPROVEMENT ACTIVITIES AND COORDINATE APPROPRIATE AND EFFECTIVE CARE, TREATMENT, OR HABILITATION OF DHHS CLIENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 951, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTY BOARD OF COMMISSIONERS TO APPOINT A LICENSED OPTOMETRIST FROM ANOTHER COUNTY TO THE COUNTY BOARD OF HEALTH UNDER CERTAIN CIRCUMSTANCES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 1115, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF AUGUST AS PSORIASIS AWARENESS MONTH, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

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H.B. 643, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE INJECTION OF RECLAIMED WATER INTO AN AQUIFER FOR TEMPORARY STORAGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment and Natural Resources.

The bill is re-referred to the Committee on Environment and Natural Resources.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 685, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO ON-SITE WASTEWATER CONTRACTORS AND INSPECTORS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 759, A BILL TO BE ENTITLED AN ACT TO EXTEND THE ONE-YEAR STAY OF COMPLIANCE WITH THE MANDATORY RECYCLING LAW FOR ABC PERMITTEES TO ACCOMMODATE THOSE PERMITTEES WHO DO NOT HAVE ACCESS TO RECYCLING SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 532, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE E-NC AUTHORITY TO SUPPORT CONNECTIVITY INITIATIVES AND TO ADVANCE TECHNOLOGY-BASED ECONOMIC DEVELOPMENT THROUGHOUT THE STATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

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H.B. 459 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ROCKY MOUNT TO ALLOW THE CITY TO ENACT A FAIR HOUSING ORDINANCE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 15. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 9 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE A MOBILE TELEPHONE FOR E-MAIL OR TEXT MESSAGING WHILE OPERATING A VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 676, A BILL TO BE ENTITLED AN ACT TO INSTITUTE TRADITIONAL JURISDICTIONAL BOUNDARIES FOR LAW ENFORCEMENT AGENCIES IN IREDELL COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 309, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON AN ACT TO PROTECT CUSTOMERS PURCHASING TICKETS VIA THE INTERNET, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 559, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS WHERE A RECOMMISSIONED NOTARY FAILED TO TAKE THE OATH OF OFFICE AGAIN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 573 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLEVELAND COMMUNITY COLLEGE TO ENTER

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INTO A COLLABORATIVE AGREEMENT WITH CLEVELAND COUNTY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 15. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 686 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE NOTICE REQUIREMENTS FOR PROTECTIONS FOR TELEPHONE SUBSCRIBERS WHO WISH TO STOP UNWANTED TELEPHONE SOLICITATIONS AND FOR CONSUMERS WHO ENTER INTO TELEMARKETING TRANSACTIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 937, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTH CAROLINA INNOCENCE COMMISSION MAY COMPEL THE TESTIMONY OF A WITNESS AND THE COMMISSION CHAIR MAY GRANT LIMITED IMMUNITY TO THE WITNESS FROM PROSECUTION FOR PREVIOUS FALSE STATEMENTS MADE UNDER OATH IN PRIOR PROCEEDINGS, with a favorable report and recommendation that the bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The bill is re-referred to the Committee on Ways and Means/Broadband Connectivity.

H.B. 1037, A BILL TO BE ENTITLED AN ACT TO PERMIT CAPITAL APPELLATE AND POSTCONVICTION COUNSEL REASONABLE ACCESS TO THEIR CLIENTS FOLLOWING DECISIONS BY THE COURTS WITH RESPECT TO THEIR CLIENTS' SENTENCES, with a favorable report and recommendation that the bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The bill is re-referred to the Committee on Ways and Means/Broadband Connectivity.

H.B. 1039, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO REVISE THE "TRANSCRIPT OF PLEA" FORM PROVIDED TO A DEFENDANT WHO ENTERS A PLEA OF GUILTY OR NO CONTEST TO MORE CLEARLY ADDRESS THE RIGHT OF APPEAL LIMITATIONS AND SHORTER BIOLOGICAL EVIDENCE PRESERVATION TIME FRAME THAT

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MAY APPLY AS A RESULT OF THE PLEA, with a favorable report and recommendation that the bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The bill is re-referred to the Committee on Ways and Means/Broadband Connectivity.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Hill, Fisher, Setzer, and Underhill:

H.B. 1506, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR FARMLAND PRESERVATION, is referred to the Committee on Transportation, and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.J.R. 485 (Senate Committee Substitute), A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Education.

S.B. 202 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is read the first time and referred to the Committee on Appropriations and, if favorable, to the Committee on Finance.

S.B. 208 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PERTAINING TO STATUTORY AND ADMINISTRATIVE RULE REFERENCES TO PEOPLE WITH DISABILITIES, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Health.

S.B. 689, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REPORTING REQUIREMENTS FOR THE DEPARTMENT OF PUBLIC

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INSTRUCTION AND THE STATE BOARD OF EDUCATION, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

H.B. 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL-TEACHERS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Carney and Dockham - 2.

Representative Folwell requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-0).

H.B. 422 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE

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LIMITS OF THE CITY OF KANNAPOLIS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gullely, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 116.

Voting in the negative: None.

Excused absences: Representatives Carney and Dockham - 2.

H.B. 465 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH AND THE TOWN OF CHAPEL HILL TO ALLOW ACTIVATION OF PARKING METERS BY CREDIT CARD OR OTHER ELECTRONIC MEANS AND TO USE PROCEEDS COLLECTED FROM PARKING METERS FOR PARKING PROGRAMS AND PROVIDING PARKING FACILITIES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, Earle, England, Faison, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gullely, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager,

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Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Carney and Dockham - 2.

H.B. 531 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 116.

Voting in the negative: None.

Excused absences: Representatives Carney and Dockham - 2.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 464 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR USE AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT-EMITTING DIODE TECHNOLOGIES, TO EXPAND THE ACT TO ALL RALEIGH PILOT PROGRAMS AIMED

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AT INCREASING ENERGY EFFICIENCY, AND TO AUTHORIZE A LEASE FOR THE SITING AND OPERATION OF A RENEWABLE ENERGY FACILITY FOR TWENTY YEARS WITHOUT TREATING IT AS A SALE AND WITHOUT GIVING NOTICE BY PUBLICATION, passes its second reading.

Representative Dollar objects to the third reading. The bill remains on the Calendar.

H.B. 76 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SET A NEW MINIMUM FILING FEE FOR BOARD OF EDUCATION CANDIDACY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Blackwood, Blue, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 96.

Voting in the negative: Representatives Allred, Avila, Blust, Brown, Burr, Cleveland, Dollar, Folwell, Frye, Gillespie, Guice, Hilton, Holloway, Hurley, Killian, Langdon, Moore, Rhyne, Setzer, and Wiley - 20.

Excused absences: Representatives Carney and Dockham - 2.

H.B. 120 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 15.

H.B. 96 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO CHARTER

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SCHOOLS AND TO MAKE A TECHNICAL CHANGE TO THE AUTHORITY OF CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OR TO NONPROFIT ORGANIZATIONS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 170 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF STATE SHALL NOTIFY PARTIES OF THE REQUIREMENT TO NOMINATE FIRST AND SECOND ALTERNATE ELECTORS, NOTIFY PARTIES AND ELECTORS OF THE DUAL-OFFICE HOLDING RULE, AND TO ALLOW PRESIDENTIAL ELECTORS TO HOLD THAT OFFICE IN ADDITION TO THE NUMBER OF APPOINTIVE OFFICES ALLOWED BY LAW, passes its second reading, by electronic vote (97-19), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 182 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE PLACEMENT OF TRAFFIC TABLES OR TRAFFIC CALMING DEVICES ON THOSE PORTIONS OF STATE ROADS WITHIN A RESIDENTIAL SUBDIVISION, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 581, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE FOR THE COMMISSIONERS IN A PARTITION ACTION TO REPORT BACK TO THE COURT ON THEIR PROPOSED DIVISION OF THE LAND, AND TO EXTEND THE DEADLINE FOR RESPONDING TO A SUMMONS IN A PARTITION ACTION FROM TEN DAYS TO THIRTY DAYS, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 287 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN.

Representative Harrison offers Amendment No. 1 which is adopted by electronic vote (110-6).

Representative Blue offers Amendment No. 2 which is adopted by electronic vote (116-0).

Representative Blust offers Amendment No. 3 which fails of adoption by electronic vote (50-64).

Representative M. Alexander requests and is granted permission to be recorded as voting "no". The adjusted vote total is (50-65).

Representative Allred offers Amendment No. 4 which is adopted by electronic vote (102-13).

Representative Yongue requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (103-12).

The bill, as amended, passes its second reading, by electronic vote (64-52).

Representative Stam objects to third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 659, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY EXISTING PROGRAMS RELATING TO CHILDREN AND

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YOUTH IN NORTH CAROLINA, AS RECOMMENDED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 775, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ALTERNATIVE MEANS OF TESTIMONY FOR CHILDREN AND ADULTS WITH DISABILITIES AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON AUTISM SPECTRUM DISORDER AND PUBLIC SAFETY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 860, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON FAMILY VIOLENCE AND CHILD CUSTODY, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 800, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE AND THE LAW GOVERNING POWERS OF ATTORNEY AND ADMINISTRATION OF DECEDENTS' ESTATES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 15. The original bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE PARENT AND STUDENT EDUCATIONAL

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INVOLVEMENT ACT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 15. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 817, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FINANCIAL LITERACY COUNCIL TO COORDINATE AND EXPAND THE STATEWIDE DELIVERY OF FINANCIAL EDUCATION FOR ALL NORTH CAROLINIANS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 856, A BILL TO BE ENTITLED AN ACT TO RAISE THE CAP ON THE NUMBER OF CHARTER SCHOOLS AND TO IMPLEMENT RECOMMENDATIONS OF THE BLUE RIBBON COMMISSION ON CHARTER SCHOOLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1029, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE IMPACT OF STUDENT MOBILITY ON ACADEMIC PERFORMANCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Stam withdraws his objection to the third reading of **S.B. 287** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN, and the bill is before the Body.

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The bill, as amended, passes its third reading, by electronic vote (64-52), and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute Bill No. 2.

[Pursuant to the motion made by Representative Stam on April 15, Rule 22(b) is suspended and the House grants unanimous consent to allow Representative Moore to be recorded as voting "no". The adjusted vote total is (64-53).]

On motion of Representative Owens, seconded by Representative Burris-Floyd, the House adjourns at 5:02 p.m. to reconvene April 15 at 3:00 p.m.

FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 15, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Sovereign God:

"Day after day, we open our time here by invoking Your Presence. For many of us, this invocation isn't reserved only for this time, but rather we seek an audience with You many times throughout our day. We admit that even as we speak from our hearts, tell You what is on our minds, and invite You to do miracles in our lives, we are not always aware that You hear us. Either faith or desperation compels us to keep searching for You. O God of heaven, hear the collective voices of Your children as we continue to ask, seek, and knock on heaven's door. We humbly implore You to open up, and let us in. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney and Dockham for today.

April 15, 2009

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 628, AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO EXPEND EXISTING MONEYS FOR CAPITAL IMPROVEMENT PROJECTS AT NORTH CAROLINA AQUARIUM SATELLITE AREAS. (S.L. 2009-14)

H.B. 105, AN ACT TO CLARIFY THAT THE INTERSTATE WILD-LIFE VIOLATOR COMPACT INCLUDES VIOLATIONS OF MARINE RESOURCES LAW, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE. (S.L. 2009-15)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Gibson:

H.B. 1507, A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

By Representatives Owens, Goforth, and Womble (Primary Sponsors); and Lucas:

H.B. 1508, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE TWO-THIRDS BONDS ACT OF 2008, is referred to the Committee on Finance.

VOTE ADJUSTED

With consent of the House, and on the motion of Representative Stam, Rule 22(b) is suspended to allow Representative Moore to be recorded as voting "no" on April 14, 2009, on the third reading of **S.B. 287** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN. The adjusted vote total is (64-53).

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CALENDAR

Action is taken on the following:

H.B. 464 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR USE AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT-EMITTING DIODE TECHNOLOGIES, TO EXPAND THE ACT TO ALL RALEIGH PILOT PROGRAMS AIMED AT INCREASING ENERGY EFFICIENCY, AND TO AUTHORIZE A LEASE FOR THE SITING AND OPERATION OF A RENEWABLE ENERGY FACILITY FOR TWENTY YEARS WITHOUT TREATING IT AS A SALE AND WITHOUT GIVING NOTICE BY PUBLICATION, passes its third reading, by electronic vote (107-6), and is ordered sent to the Senate.

H.B. 459 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ROCKY MOUNT TO ALLOW THE CITY TO ENACT A FAIR HOUSING ORDINANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 573 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLEVELAND COMMUNITY COLLEGE TO ENTER INTO A COLLABORATIVE AGREEMENT WITH CLEVELAND COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 676, A BILL TO BE ENTITLED AN ACT TO INSTITUTE TRADITIONAL JURISDICTIONAL BOUNDARIES FOR LAW ENFORCEMENT AGENCIES IN IREDELL COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 120 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

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On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 16.

H.B. 9 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE A MOBILE TELEPHONE FOR E-MAIL OR TEXT MESSAGING WHILE OPERATING A VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA.

Representative Wainwright offers Amendment No. 1 which is adopted by electronic vote (115-1).

The bill, as amended, passes its second reading, by electronic vote (108-9).

Representative Faison objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 88 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND COMPREHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN THROUGH NINE.

Representative England offers Amendment No. 1.

Representative Dollar offers perfecting Amendment No. 2 which is adopted by electronic vote (116-0).

Amendment No. 1, as perfected by Amendment No. 2, is adopted by electronic vote (116-1).

Representative Goforth offers Amendment No. 3 which is adopted by electronic vote (105-11).

Representative Gillespie offers Amendment No. 4 which fails of adoption by electronic vote (53-64).

Representative Allred offers Amendment No. 5 which is adopted by electronic vote (111-6).

Representative Glazier offers Amendment No. 6 which is adopted by electronic vote (117-0).

April 15, 2009

The bill, as amended, passes its second reading by electronic vote (64-53).

Representative Stam objects to the third reading. The bill remains on the Calendar.

H.B. 218 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIREMENTS FOR THE NOTICE THAT MUST BE GIVEN TO A PARENT WHEN A STUDENT IS RECOMMENDED FOR A SUSPENSION OF MORE THAN TEN DAYS OR AN EXPULSION FROM SCHOOL, passes its second reading by electronic vote (110-7).

Representative Glazier objects to the third reading. The bill remains on the Calendar.

H.B. 309, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON AN ACT TO PROTECT CUSTOMERS PURCHASING TICKETS VIA THE INTERNET, passes its second reading by electronic vote (96-21).

Representative Braxton objects to the third reading. The bill remains on the Calendar.

H.B. 559, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS WHERE A RECOMMISSIONED NOTARY FAILED TO TAKE THE OATH OF OFFICE AGAIN, passes its second reading, by electronic vote (114-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 659, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY EXISTING PROGRAMS RELATING TO CHILDREN AND YOUTH IN NORTH CAROLINA, AS RECOMMENDED BY THE JOINT LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 686 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE NOTICE REQUIREMENTS FOR PROTECTIONS FOR TELEPHONE SUBSCRIBERS WHO WISH TO STOP UNWANTED TELEPHONE SOLICITATIONS AND FOR CONSUMERS WHO ENTER INTO TELEMARKETING TRANSACTIONS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 759, A BILL TO BE ENTITLED AN ACT TO EXTEND THE ONE-YEAR STAY OF COMPLIANCE WITH THE MANDATORY RECYCLING LAW FOR ABC PERMITTEES TO ACCOMMODATE THOSE PERMITTEES WHO DO NOT HAVE ACCESS TO RECYCLING SERVICES, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 800 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE AND THE LAW GOVERNING POWERS OF ATTORNEY AND ADMINISTRATION OF DECEDENTS' ESTATES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 951, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTY BOARD OF COMMISSIONERS TO APPOINT A LICENSED OPTOMETRIST FROM ANOTHER COUNTY TO THE COUNTY BOARD OF HEALTH UNDER CERTAIN CIRCUMSTANCES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

Representative Stevens requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered sent to the Senate.

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ADDENDA TO COMMITTEE ASSIGNMENTS

April 15, 2009

The Speaker makes the following committee assignments:

INSURANCE: Add Representative Lewis.

MENTAL HEALTH REFORM: Add Representatives Burris-Floyd and Farmer-Butterfield.

Representative Owens moves, seconded by Representative Johnson, that the House adjourn, subject to appointment of conferees, the receipt of Committee Reports, and Messages from the Senate, to reconvene April 16 at 1:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE**2009 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
April 15, 2009

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute No. 2 to **S.B. 287** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

April 15, 2009

SPECIAL MESSAGE FROM THE SENATE**2009 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
April 15, 2009

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute No. 2 to **S.B. 287** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN, and requests conferees. The President *Pro Tempore* appoints:

Senator Rand, Chair
Senator Hoyle
Senator Garrou
Senator Purcell

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

H.B. 738, A BILL TO BE ENTITLED AN ACT TO DIRECT THE INSTITUTE OF MEDICINE TO STUDY THE PROVISION OF STATE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO CURRENT AND FORMER MEMBERS OF THE ARMED FORCES OF THE UNITED STATES AND NORTH

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CAROLINA NATIONAL GUARD AND THEIR FAMILIES, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS AND BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

The committee substitute bill is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs. The original bill is placed on the Unfavorable Calendar.

By Representatives Blue and Sutton, Chairs, for the Committee on Federal Relations and Indian Affairs:

H.B. 411, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DESIGNATION OF INTERIM MEMBERS TO SERVE ON THE COMMISSION OF INDIAN AFFAIRS IN THE EVENT THAT A TRIBE OR GROUP IS TEMPORARILY UNABLE TO FILL A VACANCY ON THE COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 16.

H.B. 412, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TWO ADDITIONAL MEMBERS OF THE ADVISORY COUNCIL ON INDIAN EDUCATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 945, A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES ENSURES ENFORCEMENT OF THE FEDERAL INDIAN CHILD WELFARE ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health.

The committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar.

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By Representative Cole, Vice-Chair, for the Committee on Transportation:

H.B. 116, A BILL TO BE ENTITLED AN ACT CONCERNING MANAGEMENT AND PROTECTION OF RAILROAD CORRIDORS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON A COMPREHENSIVE RAIL SERVICE PLAN FOR NORTH CAROLINA, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 613, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CONSENT OF THE STATE IS NOT GRANTED TO THE UNITED STATES FOR ACQUISITION OF LAND FOR AN OUTLYING LANDING FIELD IN A COUNTY OR COUNTIES WHICH HAVE NO EXISTING MILITARY BASE AT WHICH AIRCRAFT SQUADRONS ARE STATIONED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 16.

H.B. 766, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY PRIOR TO THE COMPLETION OF FIFTEEN YEARS OF SERVICE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Pensions and Retirement.

The committee substitute bill is re-referred to the Committee on Pensions and Retirement. The original bill is placed on the Unfavorable Calendar.

H.B. 795, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF COMMUNITY COLLEGES TO WAIVE TUITION FOR MEMBERS OF THE NATIONAL GUARD, with a favorable report

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as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1098, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS H FELONY TO WILLFULLY KILL OR ATTEMPT TO KILL A SEARCH AND RESCUE ANIMAL AND TO MAKE IT AN AGGRAVATING CIRCUMSTANCE FOR OTHER CRIMINAL OFFENSES THAT A SEARCH AND RESCUE ANIMAL WAS SERIOUSLY HARMED OR KILLED WHILE THE ANIMAL WAS ENGAGED IN PERFORMING OFFICIAL DUTIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 513, A BILL TO BE ENTITLED AN ACT TO CREATE THE LEGISLATIVE STUDY COMMITTEE ON THE IMPACT AND CONTROL OF FIRE ANTS IN NORTH CAROLINA, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 1163, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUSTAINABLE LOCAL FOOD POLICY COUNCIL TO ADDRESS POLICY CONSIDERATIONS REGARDING THE DEVELOPMENT OF A SUSTAINABLE LOCAL FOOD ECONOMY IN NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Howard and Ross, Chairs, for the Committee on Ethics:

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H.B. 961, A BILL TO BE ENTITLED AN ACT TO PREVENT CONFLICT OF INTEREST AND ITS APPEARANCE INVOLVING POLITICAL CONTRIBUTIONS BY STATE CONTRACTORS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1136, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CERTAIN EXECUTIVE BRANCH EMPLOYEES FROM REGISTERING AS A LOBBYIST FOR SIX MONTHS AFTER LEAVING EMPLOYMENT WITH THE STATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 148 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A CONGESTION RELIEF AND INTERMODAL TRANSPORTATION 21ST CENTURY FUND, TO PROVIDE FOR ALLOCATION OF THOSE FUNDS TO: (1) LOCAL GOVERNMENTS AND TRANSPORTATION AUTHORITIES FOR PUBLIC TRANSPORTATION PURPOSES, (2) SHORT-LINE RAILROADS, FOR ASSISTANCE IN MAINTAINING AND EXPANDING FREIGHT SERVICE STATEWIDE, (3) RAILROADS FOR INTERMODAL FACILITIES, MULTIMODAL FACILITIES, AND INLAND PORTS, (4) MAKE CAPITAL IMPROVEMENTS ON RAIL LINES TO ALLOW IMPROVED FREIGHT SERVICE TO THE PORTS AND MILITARY INSTALLATIONS, (5) EXPAND INTERCITY PASSENGER RAIL SERVICE, TO EXTEND LEVELS OF LOCAL TRANSIT FUNDING AUTHORIZATION TO THREE URBAN REGIONS, AND ALLOW OTHER LOCAL GOVERNMENTS OPTIONS FOR LOCAL TRANSIT FUNDING, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

H.B. 345, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUAL INCOME TAX TREATMENT OF GOVERNMENT RETIREES' BENEFITS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 862, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SPECIAL COMMISSION TO STUDY RETIREMENT AND HEALTH BENEFITS FOR TEACHERS AND STATE EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 872, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A DEFERRED RETIREMENT OPTION PLAN FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 646, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF BRIDGETON, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 854, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORSYTH COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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H.B. 870, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBER OF THE BOARD OF COMMISSIONERS OF STANLY COUNTY WHO SERVES AS A MEMBER OF THE STANLY COUNTY AIRPORT AUTHORITY SERVES AT THE PLEASURE OF THE BOARD OF COMMISSIONERS, TO PROVIDE THE SAME FOR THE CHAIRMAN OF THE STANLY COUNTY ECONOMIC DEVELOPMENT COMMISSION, AND TO ALLOW THE STANLY COUNTY BOARD OF COMMISSIONERS TO DESIGNATE AN ALTERNATE FOR BOTH THOSE POSITIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 986, A BILL TO BE ENTITLED AN ACT AMENDING THE DESCRIPTION OF A RIGHT-OF-WAY THAT THE TOWN OF SPENCER WAS PREVIOUSLY AUTHORIZED TO ANNEX BY ORDINANCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 991, A BILL TO BE ENTITLED AN ACT RELATING TO THE AUTHORITY OF MONTGOMERY COUNTY TO COLLECT MONEY OWED TO THE COUNTY FOR WATER SYSTEM FEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1000, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE COUNTIES OF ALLEGHANY AND SURRY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 565, A BILL TO BE ENTITLED AN ACT TO ALLOW UNION COUNTY TO ADJUST ITS FIRE PROTECTION FEES, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

H.B. 566, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MONROE TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR THE CHARLOTTE-MONROE EXECUTIVE AIRPORT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 1172, A BILL TO BE ENTITLED AN ACT ALLOWING STATE EMPLOYEES AND PUBLIC SCHOOL PERSONNEL TO TAKE VOLUNTARY FURLOUGHS TO EFFECT NECESSARY ECONOMIES IN STATE EXPENDITURES, THEREBY REDUCING THE NEED FOR REDUCTIONS IN FORCE AND MANDATORY FURLOUGHS DURING THE CURRENT AND ANY FUTURE ECONOMIC CRISIS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Holliman, Chair, for the Committee on Financial Institutions:

H.B. 794, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SUBSTITUTION OF TRUSTEES IN MORTGAGES AND DEEDS OF TRUST, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 67 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE COVERING OF THE STATE NAME, YEAR STICKER, OR MONTH STICKER ON A STATE LICENSE PLATE BY A LICENSE PLATE FRAME, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

April 15, 2009

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 16. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 833, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Local Government I.

The bill is re-referred to the Committee on Local Government I.

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO EXEMPT REFERENCES TO UNOPPOSED CANDIDATES AND OTHER COMMERCIAL COMMUNICATIONS FROM THE ELECTIONEERING COMMUNICATION LAWS AND CANDIDATE-SPECIFIC COMMUNICATION LAWS; AND TO MAKE TECHNICAL CHANGES TO THE LAWS CONCERNING ELECTIONEERING COMMUNICATIONS AND CANDIDATE-SPECIFIC COMMUNICATIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 1281, A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL OVERSIGHT OF COUNTY BOARD OF ELECTION EMPLOYEES TO THE STATE BOARD OF ELECTIONS IN ORDER TO PROVIDE GREATER CONSISTENCY IN THE ADMINISTRATION OF ELECTIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 456, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND ORGANIZATIONAL CHANGES TO THE LAW REGARDING THE LICENSURE AND INSPECTION OF FACILITIES FOR AGED AND DISABLED INDIVIDUALS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

April 15, 2009

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1129, A BILL TO BE ENTITLED AN ACT TO CLARIFY A SILVER ALERT MAY BE ISSUED FOR A PERSON OF ANY AGE WHO IS BELIEVED TO BE SUFFERING FROM DEMENTIA OR OTHER COGNITIVE IMPAIRMENT, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

SUBCOMMITTEE REFERRALS

Representatives Bell and Lucas, Chairs, for the Standing Committee on Education, refer the following bills to the Education Subcommittee on Pre-School, Elementary and Secondary Education:

H.B. 707, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE ABC BONUS PROGRAM.

H.B. 901 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTH AND PHYSICAL EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL.

H.B. 1032, A BILL TO BE ENTITLED AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE PUBLIC SCHOOLS.

H.B. 1036, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO LIMIT THE NUMBER OF GRADE LEVELS IN HIGH SCHOOL SELF-CONTAINED SPECIAL EDUCATION CLASSROOMS, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

Representatives Bell and Lucas, Chairs for the Standing Committee on Education, refer **H.B. 698**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UMSTEAD ACT TO PERMIT FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE TO PROPERLY TAKE ADVANTAGE OF CERTAIN INNOVATIVE TECHNOLOGIES, to the Education Subcommittee on Community Colleges.

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BILL WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.J.R. 485** (Senate Committee Substitute), A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, is withdrawn from the Committee on Education, and pursuant to Rule 36(b), is placed on the Calendar of April 16.

The House stands adjourned at 6:00 p.m.

FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 16, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Tricia Ann Cotham:

"Merciful and Gracious God:

"With our daily hustle and bustle around the Legislature, we are often referred to by many titles - be it, Representative, Legislator, Honorable, or Chairman. Gracious and loving God, we ask that You continue to watch over us and help us to never forget the title that You have placed upon us is far more precious and superior...that of public servant. God, help us to always remember that You have called us to serve and let us never forget that we work for You.

"And if we become wrapped up in these titles, please bring us back in and remind us that we are here to serve Your people, God, all of Your people.

"Hear us and help us, God. Wrap Your arms around us and show us the way, Your way. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

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Leaves of absence are granted Representatives Carney, Daughtry, Dockham, Gibson, and Stewart for today. Representative Tucker is excused for a portion of the Session.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Dickson, E. Floyd, Glazier, and Lucas (Primary Sponsors):

H.B. 1509, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE BOTANICAL LABORATORY AT FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

2009 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
April 16, 2009

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that Senator Berger of Franklin has been added as a conferee on **S.B. 287** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 66 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT FOR GRADUATION FROM HIGH SCHOOL AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON ARTS EDUCATION, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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S.B. 411 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AFTER THE COMPLETION OF FIFTEEN YEARS OF SERVICE, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Pensions and Retirement.

S.B. 799, A BILL TO BE ENTITLED AN ACT TO INCREASE TRANSPARENCY OF STATE FACILITIES THAT PROVIDE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES BY REQUIRING THE DISCLOSURE OF CERTAIN INFORMATION ABOUT DEATH REPORTS, FACILITY POLICE REPORTS, AND INCIDENT REPORTS, is read the first time and referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

H.J.R. 485 (Senate Committee Substitute), A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES.

On motion of Representative Love, the House concurs in the Senate committee substitute bill, by electronic vote (113-0), and the bill is ordered enrolled.

H.B. 9 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE A MOBILE TELEPHONE FOR E-MAIL OR TEXT MESSAGING WHILE OPERATING A VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA.

Representative Faison offers Amendment No. 2.

On motion of Representative Pierce and without objection, the bill, with Amendment No. 2 pending, is temporarily displaced.

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H.B. 88 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND COMPREHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN THROUGH NINE.

Representative Stam offers Amendment No. 7.

The Speaker rules Amendment No. 7 out of order.

Representative Stam offers Amendment No. 8 which fails of adoption by electronic vote (52-62).

Representative Burris-Floyd offers Amendment No. 9 which fails of adoption by electronic vote (52-62).

Representative Dollar offers Amendment No. 10 which fails of adoption by electronic vote (50-63).

Representative Allred offers Amendment No. 11 which fails of adoption by electronic vote (33-80).

The bill, as amended, passes its third reading, by electronic vote (62-52), and is ordered engrossed and sent to the Senate.

H.B. 9 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE A MOBILE TELEPHONE FOR E-MAIL OR TEXT MESSAGING WHILE OPERATING A VEHICLE ON A PUBLIC STREET OR HIGHWAY OR PUBLIC VEHICULAR AREA, which was temporarily displaced, with Amendment No. 2 pending, is before the Body.

Representative Faison withdraws Amendment No. 2.

Representative Faison offers Amendment No. 3 which is adopted by electronic vote (110-0).

The bill, as amended, passes its third reading, by electronic vote (104-5) and is ordered engrossed and sent to the Senate.

H.B. 120 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

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On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 21.

H.B. 218 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIREMENTS FOR THE NOTICE THAT MUST BE GIVEN TO A PARENT WHEN A STUDENT IS RECOMMENDED FOR A SUSPENSION OF MORE THAN TEN DAYS OR AN EXPULSION FROM SCHOOL, passes its third reading, by electronic vote (108-5), and is ordered sent to the Senate.

H.B. 309, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON AN ACT TO PROTECT CUSTOMERS PURCHASING TICKETS VIA THE INTERNET.

Representative Braxton moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary II. The motion fails by electronic vote (48-65).

The bill passes its third reading, by electronic vote (82-31), and is ordered sent to the Senate.

H.B. 67 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE COVERING OF THE STATE NAME, YEAR STICKER, OR MONTH STICKER ON A STATE LICENSE PLATE BY A LICENSE PLATE FRAME, passes its second reading, by electronic vote (93-20), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 411, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DESIGNATION OF INTERIM MEMBERS TO SERVE ON THE COMMISSION OF INDIAN AFFAIRS IN THE EVENT THAT A TRIBE OR GROUP IS TEMPORARILY UNABLE TO FILL A VACANCY ON THE COMMISSION, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 613, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CONSENT OF THE STATE IS NOT GRANTED TO THE UNITED STATES FOR ACQUISITION OF LAND FOR AN OUTLYING LANDING FIELD IN A COUNTY OR COUNTIES WHICH HAVE NO EXISTING MILITARY BASE AT WHICH AIRCRAFT SQUADRONS ARE STATIONED, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Owens, seconded by Representative Blue, the House adjourns, subject to the receipt of committee reports, to reconvene Monday, April 20, 2009, at 7:00 p.m.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 896, A BILL TO BE ENTITLED AN ACT TO UPDATE THE CANCER COMPENDIA STATUTE TO REFLECT NEW COMPENDIA THAT ARE AVAILABLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Insurance.

The bill is re-referred to the Committee on Insurance.

H.B. 1164, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE COMMISSIONER OF INSURANCE TO ELIMINATE OBSOLETE DATA COLLECTION REQUIREMENTS FOR HEALTH MAINTENANCE ORGANIZATIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Insurance.

The bill is re-referred to the Committee on Insurance.

H.B. 1183, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS GOVERNING HEALTH INSURANCE AND MANAGED CARE; TO CHANGE CERTAIN HEALTH INSURANCE LAWS TO COMPORT WITH RECENT CONGRESSIONAL ENACTMENTS; TO MAKE A TECHNICAL CORRECTION IN A CREDIT INSURANCE LAW; AND TO REPEAL THE EXPIRATION DATE OF THE INTERSTATE INSURANCE PRODUCT REGULATION COMPACT ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Insurance.

The bill is re-referred to the Committee on Insurance.

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

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H.B. 672, A BILL TO BE ENTITLED AN ACT TO DIRECT LOCAL MANAGEMENT ENTITIES TO TAKE CERTAIN STEPS BEFORE REDUCING OR MOVING STATE FUNDS FOR DEVELOPMENTAL DISABILITY SERVICES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 588, A BILL TO BE ENTITLED AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 780, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE NORTH CAROLINA BUILDING CODE EXEMPTION FOR FARM BUILDINGS TO INCLUDE EQUINE ARENAS USED FOR LESSONS OFFERED TO THE GENERAL PUBLIC BUT NOT FOR SPECTATOR EVENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 275, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SEX OFFENDERS FROM BEING EMERGENCY MEDICAL SERVICES PERSONNEL, with a favorable report.

Pursuant to Rule 32(a), the bill is re-referred to the Committee on Homeland Security, Military and Veterans Affairs.

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H.B. 631 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FACILITATE THE WEARING OF MILITARY MEDALS BY PUBLIC SAFETY PERSONNEL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 220 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REWRITE THE PLEDGE TAKEN BY PRIMARY CANDIDATES CONCERNING WRITE-IN CANDIDACY TO REFLECT THE WRITE-IN ELIGIBILITY STATUTE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

H.B. 747, A BILL TO BE ENTITLED AN ACT INCREASING THE FORCE ACCOUNT LIMIT FOR THE CITY OF ASHEVILLE AND BUNCOMBE COUNTY FOR CONSTRUCTION OR REPAIR PROJECTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

H.B. 758, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF APEX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 214, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF EASTOVER, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Love, Chair, for the Education Subcommittee on Community Colleges, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 735, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING BUILDING CODE STANDARDS FOR BUILDINGS USED BY HIGH SCHOOL STUDENTS ATTENDING CLASSES ON

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COMMUNITY COLLEGE CAMPUSES, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 629 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TRIAL OF A SMALL CLAIMS ACTION MAY COMMENCE NOT SOONER THAN FIVE DAYS AFTER SERVICE OF THE MAGISTRATE SUMMONS ON THE DEFENDANT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

H.B. 630 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TRIAL IN A SUMMARY EJECTMENT PROCEEDING MAY COMMENCE NOT SOONER THAN TWO DAYS AFTER SERVICE OF THE COMPLAINT AND SUMMONS ON THE DEFENDANT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 20. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 885, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS ASSEMBLING FOR THE PURPOSE OF PICKETING DIRECTED AT A SINGLE RESIDENCE IN A MANNER THAT DISRUPTS THE TRANQUILITY OF THAT RESIDENCE, reported without prejudice as to the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1077, A BILL TO BE ENTITLED AN ACT TO AMEND THE VENUE RULES AND THE AUTHORITY OF MAGISTRATES FOR MUNICIPALITIES LYING IN FOUR OR MORE COUNTIES, EACH OF

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WHICH IS IN A DIFFERENT JUDICIAL DISTRICT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1107, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CONTRACTS BETWEEN A HUSBAND AND WIFE TO ALLOW A SPOUSE TO WAIVE ALIMONY AND POST SEPARATION SUPPORT DURING THE MARRIAGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 1463, A BILL TO BE ENTITLED AN ACT ALLOWING ADULT BIOLOGICAL SIBLINGS OF ADULT ADOPTEES, ADULT BIOLOGICAL HALF SIBLINGS OF ADULT ADOPTEES, ADULT FAMILY MEMBERS OF DECEASED ADOPTEES, AND ADULT FAMILY MEMBERS OF DECEASED BIOLOGICAL PARENTS TO HAVE ACCESS TO CONFIDENTIAL INTERMEDIARY SERVICES UPON THE CONSENT OF THE PARTIES AND TO ALLOW AN AGENCY ACTING AS A CONFIDENTIAL INTERMEDIARY TO OBTAIN A COPY OF A DEATH CERTIFICATE OF THE PERSON WHO IS THE SUBJECT OF THE SEARCH AND DELIVER IT TO THE PERSON REQUESTING SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 115 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RENAME THE NORTH CAROLINA COUNCIL FOR WOMEN/DOMESTIC VIOLENCE COMMISSION AND CLARIFY ITS ROLE AND RESPONSIBILITIES, TO EXPAND THE ROLE OF THE NORTH CAROLINA COUNCIL FOR WOMEN AND DESIGNATE THE QUALIFICATIONS FOR MEMBERSHIP, TO REVISE THE MEMBERSHIP AND STAFFING OF THE NORTH CAROLINA DOMESTIC VIOLENCE COMMISSION, TO AMEND THE PROCEDURE FOR OBTAINING A DOMESTIC VIOLENCE PROTECTIVE ORDER, TO SUPPORT A STATEWIDE DOMESTIC VIOLENCE PROTECTIVE ORDER NOTIFICATION SYSTEM AND INVESTIGATE THE COSTS, AND TO STUDY STATE OVERSIGHT AND COORDINATION OF SERVICES

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FOR VICTIMS OF SEXUAL VIOLENCE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 20. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 682, A BILL TO BE ENTITLED AN ACT TO ADJUST THE EXEMPTION LIMITS FOR SMALL LOCAL GOVERNMENTS IN THE PUBLIC CONTRACTING STATUTES TO ACCOUNT FOR INFLATION SINCE LAST ADJUSTED SEVEN YEARS AGO, AND TO ALLOW AUTOMATIC ADJUSTMENTS TO ACCOUNT FOR FUTURE CHANGES IN THE CONSUMER PRICE INDEX, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 20. The original bill is placed on the Unfavorable Calendar.

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

H.B. 666, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DWI TREATMENT COURTS ARE A TYPE OF DRUG TREATMENT COURT UNDER THE DRUG TREATMENT COURT ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 448, A BILL TO BE ENTITLED AN ACT TO MAKE STATE-WIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 20. The original bill is placed on the Unfavorable Calendar.

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H.B. 530 (Committee Substitute), A BILL TO BE ENTITLED AN ACT FURTHER AUTHORIZING THE UTILITIES COMMISSION TO DETERMINE THE UNIVERSAL SERVICE PROVIDER IN CERTAIN SUBDIVISIONS AND AREAS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 20. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1268, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY TO CONVEY AN INTEREST IN THAT PROPERTY FOR ECONOMIC DEVELOPMENT AND TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 452, A BILL TO BE ENTITLED AN ACT TO MAKE STATE-WIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 20. The original bill is placed on the Unfavorable Calendar.

By Representatives Cotham and Parmon, Chairs, for the Education Subcommittee on Pre-School, Elementary and Secondary Education, with approval of standing committee Chairs for reports to be made directly to the floor of the House:

H.B. 636, A BILL TO BE ENTITLED AN ACT TO MODIFY THE SCHOOL CALENDAR LAW TO PERMIT SCHOOLS TO CONDUCT SCHEDULED STAFF DEVELOPMENT ON PROTECTED TEACHER WORKDAYS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

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Pursuant to Rule 32(a), the committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

H.B. 952 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMITTEE ON TEACHER COMPENSATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 32(a), the committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 582** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR COMPLIANCE WITH FEDERAL LAW REQUIRING THE PROVISION OF EDUCATIONAL SERVICES TO STUDENTS TRANSFERRING INTO A NORTH CAROLINA SCHOOL DISTRICT WHILE UNDER A TERM OF SUSPENSION OR EXPULSION, to the Appropriations Subcommittee on Education.

The House stands adjourned at 5:05 p.m.

FORTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 20, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Holy God:

"When our love fails, You remain steadfast. When we seek Your forgiveness, You offer it free of charge. When we fail to live up to Your

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standards, You stand by at the ready to hear our plea. When everything comes crashing down around us, You are there to pick us up. When all else fails, You still are God. We are forever grateful to Thee for Thy eternal love and grace freely given for the simple reason that You infinitely love us forever and forever. And we pause now in a moment of silence for our Colleague, Senator Vernon Malone.

-----Moment of Silence-----

"May God have mercy on his soul. Amen. "

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Carney, Hughes, and Stewart for today.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 485, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES. (RESOLUTION 2009-10)

CALENDAR

Action is taken on the following:

H.B. 747, A BILL TO BE ENTITLED AN ACT INCREASING THE FORCE ACCOUNT LIMIT FOR THE CITY OF ASHEVILLE AND BUNCOMBE COUNTY FOR CONSTRUCTION OR REPAIR PROJECTS, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 115 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO RENAME THE NORTH CAROLINA COUNCIL FOR WOMEN/DOMESTIC VIOLENCE COMMISSION AND CLARIFY ITS ROLE AND RESPONSIBILITIES, TO EXPAND THE ROLE OF THE

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NORTH CAROLINA COUNCIL FOR WOMEN AND DESIGNATE THE QUALIFICATIONS FOR MEMBERSHIP, TO REVISE THE MEMBERSHIP AND STAFFING OF THE NORTH CAROLINA DOMESTIC VIOLENCE COMMISSION, TO AMEND THE PROCEDURE FOR OBTAINING A DOMESTIC VIOLENCE PROTECTIVE ORDER OR CIVIL NO-CONTACT ORDER, TO SUPPORT A STATEWIDE DOMESTIC VIOLENCE PROTECTIVE ORDER NOTIFICATION SYSTEM AND INVESTIGATE THE COSTS, AND TO STUDY STATE OVERSIGHT AND COORDINATION OF SERVICES FOR VICTIMS OF SEXUAL VIOLENCE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 220 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REWRITE THE PLEDGE TAKEN BY PRIMARY CANDIDATES CONCERNING WRITE-IN CANDIDACY TO REFLECT THE WRITE-IN ELIGIBILITY STATUTE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 448 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES.

On motion of Representative Jackson and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 530 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT FURTHER AUTHORIZING THE UTILITIES COMMISSION TO DETERMINE THE UNIVERSAL SERVICE PROVIDER IN CERTAIN SUBDIVISIONS AND AREAS, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 588, A BILL TO BE ENTITLED AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 629 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TRIAL OF A SMALL CLAIMS ACTION MAY COMMENCE NOT SOONER THAN FIVE DAYS AFTER SERVICE OF THE MAGISTRATE SUMMONS ON THE DEFENDANT, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 630 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TRIAL IN A SUMMARY EJECTMENT PROCEEDING MAY COMMENCE NOT SOONER THAN TWO BUSINESS DAYS AFTER SERVICE OF THE COMPLAINT AND SUMMONS ON THE DEFENDANT.

Representative Blackwood offers Amendment No. 1 which is adopted by electronic vote (110-2).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 631 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FACILITATE THE WEARING OF MILITARY MEDALS BY PUBLIC SAFETY PERSONNEL, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 682 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADJUST THE EXEMPTION LIMITS FOR SMALL LOCAL GOVERNMENTS IN THE PUBLIC CONTRACTING STATUTES TO ACCOUNT FOR INFLATION SINCE LAST ADJUSTED SEVEN YEARS AGO, TO ALLOW AUTOMATIC ADJUSTMENTS TO ACCOUNT FOR FUTURE CHANGES IN THE CONSUMER PRICE INDEX, AND TO PROVIDE A UNIFORM PROCEDURE FOR INFLATION INDEXING THAT OTHER PROVISIONS MAY INCORPORATE BY REFERENCE, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

S.B. 452 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

CONFEREES APPOINTED

The Speaker appoints the following conferees on **S.B. 287** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN: Representative Holliman, Chair; Representatives M. Alexander, Blue, Cole, Crawford, Michaux, Ross, Neumann, and Barnhart.

The Senate is so notified by Special Message.

INTRODUCTION OF PAGES

Pages for the week of April 20 are introduced to the membership. They are: Crystal Bradford, Cory Chandler, Ben Chrome, Billy Cox, Austin Doggett, Raye Fair, Michael Fann, Sarah Fogleman, Kasaundra Green, Justin Harvey, Aaron Henryhand, Christopher Hoerning, Justin Hurst, Stephen Lucas, Christopher Patterson, Timothy Paynter, McKenzi Toogood, and Shawna Wood.

All of the Pages are cadets at Tarheel Challenge Academy located in Salemburg, North Carolina in Sampson County and are sponsored by Speaker Hackney.

Representative Owens moves, seconded by Representative E. Floyd, that the House adjourn, subject to introduction of bills and resolutions, the receipt of Committee Reports, and the receipt of Messages from the Senate, to reconvene April 21 at 3:00 p.m.

The motion carries.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 1159, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS ON INSURANCE BUSINESS ENTITY LICENSES; PROVIDE FOR A "STAGGERED" LICENSE SYSTEM FOR CERTAIN INSURANCE LICENSEES; TO CLARIFY THE LAW ON APPOINTMENTS OF INSURANCE ADJUSTERS; TO PROVIDE FOR ELECTRONIC FILINGS WITH THE DEPARTMENT OF INSURANCE; AND TO CLARIFY THE LAW ON APPOINTMENT OF AGENTS BY INSURANCE COMPANIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1161, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS RELATED TO THE FINANCIAL CONDITIONS OF INSURANCE COMPANIES, INCLUDING REINSURANCE INTERMEDIARIES, RECEIVERSHIP, THIRD-PARTY ADMINISTRATORS AND AUDITS OF WORKERS' COMPENSATION SELF-INSURERS, AND FOREIGN INSURERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1314, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE INSURANCE COMMISSIONER'S ABILITY TO MONITOR THE FINANCIAL CONDITION OF INSURERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representatives Glazier, McLawhorn, and Rapp, Chairs, for the Appropriations Subcommittee on Education, with approval of standing committee Chairs for report to be made directly to the floor of the House:

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H.B. 582 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR COMPLIANCE WITH FEDERAL LAW REQUIRING THE PROVISION OF EDUCATIONAL SERVICES TO STUDENTS TRANSFERRING INTO A NORTH CAROLINA SCHOOL DISTRICT WHILE UNDER A TERM OF SUSPENSION OR EXPULSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 21.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 1172** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING PUBLIC EMPLOYEES TO TAKE VOLUNTARY FURLOUGHS TO EFFECT NECESSARY ECONOMIES IN STATE EXPENDITURES, THEREBY REDUCING THE NEED FOR REDUCTIONS IN FORCE AND MANDATORY FURLOUGHS DURING THE CURRENT AND ANY FUTURE ECONOMIC CRISIS, to the Appropriations Subcommittee on General Government.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Moore, Faison, Frye, Justice, and Lucas:

H.B. 1510, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE CREDIT FOR SMALL BUSINESS EMPLOYEE HEALTH BENEFITS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Moore and Frye:

H.B. 1511, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A SALES TAX DISCOUNT FOR MERCHANTS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Moore and Burris-Floyd (Primary Sponsors):

H.B. 1512, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT THE SHELBY BYPASS FROM FUNDS RECEIVED FROM THE UNITED STATES

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GOVERNMENT THROUGH THE AMERICAN RECOVERY AND RE-INVESTMENT ACT OF 2009, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Owens and Spear (Primary Sponsors); and Hughes:

H.B. 1513, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR NORTH CAROLINA STATE UNIVERSITY TO USE TO EXPAND THE LABORATORY SPACE, DEVELOPMENT, AND SCOPE OF THE VERNON G. JAMES RESEARCH AND EXTENSION CENTER AND TO FUND RESEARCH AND SUPPORT ADDITIONAL STAFF POSITIONS AT THE CENTER, is referred to the Committee on Agriculture and, if favorable, to the Committee on Appropriations.

By Representatives Crawford, Dickson, and Gibson (Primary Sponsors); Faison and Lucas:

H.B. 1514, A BILL TO BE ENTITLED AN ACT TO EXPAND ECONOMICALLY DISTRESSED COUNTIES TO INCLUDE ALL TIER ONE AND TIER TWO COUNTIES AND TO INCREASE THE MAXIMUM EXPENDITURE OF FUNDS FROM THE INDUSTRIAL DEVELOPMENT FUND, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Crawford, Dickson, and Gibson (Primary Sponsors); Faison, Lucas, and Wray:

H.B. 1515, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET PROVISION OF THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

By Representatives Crawford, Dickson, and Gibson (Primary Sponsors); Faison, Lucas, and Wray:

H.B. 1516, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO AND EXTEND THE SUNSET OF THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

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By Representatives Insko, Hackney, Bordsen, and Owens (Primary Sponsors); K. Alexander, M. Alexander, Allen, Avila, Bell, Blust, Boles, Braxton, Brisson, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Dickson, Dollar, Earle, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Goforth, Goodwin, Haire, Hall, Harrison, Hill, Howard, Hughes, Hurley, Jackson, Johnson, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Neumann, Parmon, Randleman, Rapp, Ross, Sager, Samuelson, Spear, Stevens, Stewart, Sutton, Tillis, Tucker, Underhill, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, and Wray:

H.J.R. 1517, A JOINT RESOLUTION RECOGNIZING THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL MEN'S BASKETBALL TEAM FOR AN OUTSTANDING SEASON CULMINATING IN THE 2009 NCAA DIVISION I CHAMPIONSHIP, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Insko:

H.B. 1518, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO USE TO SUPPORT THE ENVIRONMENTAL RESOURCE PROGRAM AND THE ENERGY RESEARCH CENTER, is referred to the Committee on Appropriations.

By Representative Insko:

H.B. 1519, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO USE TO SUPPORT THE CAROLINA COLLEGE ADVISING CORPS AND CAROLINA STUDENT TRANSFER EXCELLENCE PROGRAM, is referred to the Committee on Appropriations.

By Representatives Tolson and Hughes:

H.B. 1520, A BILL TO BE ENTITLED AN ACT TO CREATE AN EXCEPTION TO THE TUITION SURCHARGE POLICY OF THE UNIVERSITY OF NORTH CAROLINA FOR STUDENTS WHO HAVE DOUBLE MAJORS OR ARE EARNING COMBINED BACHELOR'S DEGREES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

April 20, 2009

By Representative Randleman:

H.B. 1521, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING FOR A GREEN VISITOR CENTER IN WILKES COUNTY, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives E. Warren, Hughes, Justice, and Lucas:

H.B. 1522, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA SENIOR GAMES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Blue, Faison, E. Floyd, Hughes, and Lucas:

H.B. 1523, A BILL TO BE ENTITLED AN ACT TO REWRITE THE NORTH CAROLINA MORTGAGE LENDING ACT IN ORDER TO CONFORM TO THE REQUIREMENTS OF FEDERAL LAW, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Finance.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 708 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE COMPULSORY SCHOOL ATTENDANCE LAW, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

The House stands adjourned at 7:52 p.m.

FORTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 21, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

April 21, 2009

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"You alone know the fullness of time and the eons that span the creation of the world. Time continues to pass here as well, as we near the end of our third month. But, what may seem long to us is but a blink of an eye to You. Help us to remain focused on our work, for our time here is short and the opportunity to make a difference lasts but for a nanosecond in the sands of time. Yet, You call us to keep our hand upon the plow and to do Your bidding while we are here. So, we beg You to keep us ever faithful, ever true, ever kind, ever merciful and forever Yours. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Carney for today. Representatives Daughtry and Gulley are excused for a portion of the Session.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 637, A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH ANNIVERSARY OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK. (RESOLUTION 2009-11)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

HOUSE EDUCATION SUBCOMMITTEE ON COMMUNITY COLLEGES 2009-2010

Representative Jimmy L. Love, Sr., Chair
Room 305, LOB
Raleigh, NC
(919) 715-3026

April 20, 2009

April 21, 2009

MEMORANDUM

TO: Members of the House of Representatives

FROM: Representative Love, Chair, House Education Subcommittee on Community Colleges

RE: Report of Community Colleges Subcommittee on the State Board of Community Colleges Election

Pursuant to G. S. 115D-2.1(b)(4)f., the House Education Subcommittee on Community Colleges met on April 16, 2009 and on April 20, 2009, the majority of members being present, and submits the following nominees, in alphabetical order, to be considered by the House of Representatives for election to the State Board of Community Colleges for membership to a six-year term, beginning July 1, 2009.

K. Ray Bailey
Barbara A. Baker
Barbara Hudson Harrell
C. Jack Horton
Wilma Leake
Samuel C. Powell
Anita Powers
John F. Watts

No additional nominees shall be received from the floor. The above nominees are legally qualified to serve and are willing to serve if elected.

S/ Jimmy L. Love, Sr., Chair
House Education Subcommittee on Community Colleges

The Speaker recognizes Representative Love, who explains the voting procedure to the Members.

Pursuant to **H.J.R. 485**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, ballots are distributed to the Members and the election proceeds.

The Speaker appoints Representatives McLawhorn, Dockham, England, and McCormick to canvass the ballots. The committee retires from the Chamber.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Underhill, Owens, and West (Primary Sponsors); Hughes and Wray:

H.B. 1524, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR VERY SMALL COUNTY SCHOOL SYSTEMS, is referred to the Committee on Appropriations.

By Representative Allred:

H.B. 1525, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SALES AND USE TAX ON COLLEGE TEXTBOOKS AND ART SUPPLIES FOR ENROLLED STUDENTS, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representative Mobley:

H.B. 1526, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING FOR CONSTRUCTION OF A REPLACEMENT "S" BRIDGE CONNECTING THE CAUSEWAY FROM THE TOWN OF WINFALL TO THE TOWN OF HERTFORD OVER THE PERQUIMANS RIVER, is referred to the Committee on Appropriations.

By Representatives Mobley, E. Floyd, Hughes, and Wray:

H.J.R. 1527, A JOINT RESOLUTION HONORING THE FOUNDERS OF HERTFORD COUNTY ON THE OCCASION OF THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 423 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO WAIVE THE COMMERCIAL MOTOR VEHICLES SKILLS TEST FOR MEMBERS OF THE ARMED FORCES IF THE APPLICANT MEETS THE QUALIFICATIONS FOR ISSUANCE AND HAS PREVIOUSLY TAKEN A SKILLS TEST FOR THE VEHICLE CLASS AND SIZE TO BE OPERATED OR HAS, WHILE IN SERVICE TO AN ACTIVE OR RESERVE COMPONENT

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OF THE UNITED STATES ARMED FORCES, OPERATED THE VEHICLE CLASS AND SIZE FOR A RELEVANT TWO-YEAR PERIOD PRIOR TO APPLICATION FOR THE COMMERCIAL DRIVERS LICENSE AND HAS TAKEN A SKILLS TEST ADMINISTERED BY THE MILITARY, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 481 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A TRUSTEE TO APPOINT TRUST PROPERTY TO ANOTHER TRUST FOR THE SAME BENEFICIARY, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

S.B. 482 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PERMISSIBLE APPOINTEE UNDER A POWER OF APPOINTMENT IS NOT A TRUST BENEFICIARY, AND TO CLARIFY THAT A LOAN OR PLEDGE BY A TRUSTEE MAY BE MADE IN CONNECTION WITH A LOAN OF THE TRUSTEE'S OWN FUNDS, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

S.B. 483, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COURTS IN NORTH CAROLINA HAVE THE AUTHORITY TO CREATE TRUSTS BY JUDICIAL ORDER OR JUDGMENT IN CASES PROPERLY BEFORE THE COURT; AND TO SPECIFICALLY PROVIDE THAT NORTH CAROLINA COURTS HAVE THE RIGHT TO CREATE TRUSTS PURSUANT TO 42 U.S.C. § 1396P(D)(4)(A), is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

S.B. 548, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO SET HEARINGS, GIVE NOTICES, ACCEPT OR REJECT OFFERS, AND TO DECLARE INTENT, AND TO FURTHER DELEGATE CONTRACTING AUTHORITY TO THE CITY MANAGER, is read the first time and referred to the Committee on Judiciary II.

S.B. 652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RETAIL SALE AND DISTRIBUTION OF NOVELTY LIGHTERS, AS RECOMMENDED BY THE CHILD FATALITY

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TASK FORCE, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

S.B. 668 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A BANK TO PAY DIVIDENDS ON CERTAIN PREFERRED SHARES ISSUED TO THE UNITED STATES TREASURY AND TO ISSUE AND PAY DIVIDENDS ON PREFERRED SHARES TO RE-CAPITALIZE ITSELF, is read the first time and referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 1106, A BILL TO BE ENTITLED AN ACT AMENDING AND CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO ADOPTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 1272, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUVENILE CODE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 442 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SCHOOL OFFICIALS TO MAKE A REASONABLE ATTEMPT TO NOTIFY A PARENT OR GUARDIAN BEFORE ADMINISTERING CORPORAL PUNISHMENT ON A STUDENT, TO PROHIBIT THE ADMINISTRATION OF CORPORAL PUNISHMENT ON A STUDENT WHOSE PARENT OR GUARDIAN HAS STATED IN WRITING THAT CORPORAL PUNISHMENT SHALL NOT BE ADMINISTERED ON

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THAT STUDENT, AND TO REQUIRE LOCAL BOARDS OF EDUCATION TO REPORT OCCURRENCES OF CORPORAL PUNISHMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 632, A BILL TO BE ENTITLED AN ACT TO APPROPRIATELY RECOGNIZE THE NATIONAL GUARD AND TO CREATE UNIFORMITY IN THE SPELLING OF THE TERM "NATIONAL GUARD" WHEREVER IT APPEARS IN THE GENERAL STATUTES BY CAPITALIZING IT, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 538, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO MAINTAIN A CAMPUS POLICE AGENCY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1179, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO CONDUCT A PAY EQUITY STUDY OF PUBLIC SCHOOL COUNSELOR COMPENSATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 1470, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE LENGTH OF THE SCHOOL LUNCH PERIOD ACROSS THE STATE TO DETERMINE

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WHETHER STUDENTS HAVE ADEQUATE TIME FOR MEALS, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1471, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS AND OTHER ENTITIES REGARDING THE JOINT USE OF THEIR FACILITIES FOR PHYSICAL ACTIVITY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

SERIAL REFERRAL CHANGED

On motion of Representative Owens, the serial referral for **H.B. 1308**, A BILL TO BE ENTITLED AN ACT TO DEFINE PARENTING EDUCATION UNDER THE LAWS PERTAINING TO FAMILY LAW, is changed from the Committee on Judiciary I to the Committee on Rules, Calendar, and Operations of the House.

STATE BOARD OF COMMUNITY COLLEGES ELECTION

Representative Love, Chair, for the Education Subcommittee on Community Colleges, makes the following report concerning the State Board of Community Colleges election.

K. Ray Bailey received 50 votes, Barbara A. Baker received 5 votes, Barbara Hudson Harrell received 49 votes, C. Jack Horton received 6 votes, Vilma Leake received 21 votes, Samuel C. Powell received 53 votes, Anita Powers received 27 votes, and John F. Watts received 13 votes.

No one having received a majority of the votes cast, the ballots are distributed for a second time and the election proceeds.

The Committee retires from the Chamber to canvass the ballots.

Representative Love makes the following report concerning the State Board of Community Colleges Election.

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K. Ray Bailey received 68 votes, Barbara A. Baker received 0 votes, Barbara Hudson Harrell received 54 votes, C. Jack Horton received 3 votes, Vilma Leake received 10 votes, Samuel C. Powell received 67 votes, Anita Powers received 22 votes, and John F. Watts received 4 votes.

K. Ray Bailey and Samuel C. Powell, having received a majority vote of those present and voting, are elected.

On motion of Representative Love, and pursuant to Article VI, Section 5 of the North Carolina Constitution, K. Ray Bailey and Samuel C. Powell are elected to the State Board of Community Colleges to serve a six-year term beginning July 1, 2009.

On motion of Representative Love, pursuant to G.S. 115D-2.1(b)(4)f, the foregoing action taken by the House of Representatives is confirmed by electronic vote (116-1).

The Senate is so notified of the action taken by Special Message.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 148 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A CONGESTION RELIEF AND INTERMODAL TRANSPORTATION 21ST CENTURY FUND; TO PROVIDE FOR ALLOCATION OF THOSE FUNDS TO: (1) LOCAL GOVERNMENTS AND TRANSPORTATION AUTHORITIES FOR PUBLIC TRANSPORTATION PURPOSES, (2) SHORT-LINE RAILROADS, FOR ASSISTANCE IN MAINTAINING AND EXPANDING FREIGHT SERVICE STATEWIDE, (3) RAILROADS FOR INTERMODAL FACILITIES, MULTIMODAL FACILITIES, AND INLAND PORTS, (4) MAKE CAPITAL IMPROVEMENTS ON RAIL LINES TO ALLOW IMPROVED FREIGHT SERVICE TO THE PORTS AND MILITARY INSTALLATIONS, (5) EXPAND INTERCITY PASSENGER RAIL SERVICE; TO EXTEND LEVELS OF LOCAL TRANSIT FUNDING AUTHORIZATION TO THREE URBAN REGIONS; AND TO ALLOW OTHER LOCAL GOVERNMENTS OPTIONS FOR LOCAL TRANSIT FUNDING.

Representative Ross offers Amendment No. 1 which is adopted by electronic vote (117-0).

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Representative Michaux offers Amendment No. 2 which is adopted by electronic vote (117-0).

Representative Stam offers Amendment No. 3 which is adopted by electronic vote (117-0).

Representative Killian offers Amendment No. 4.

The Speaker rules Amendment No. 4 out of order.

Representative Killian moves that the rules be suspended in order that the amendment might be considered.

The motion to suspend the rules fails by electronic vote (53-64).

Representative Gulley requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (54-64).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Coates, Cole, Cotham, Crawford, Dickson, Dockham, Earle, England, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Spear, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 77.

Voting in the negative: Representatives Allred, Avila, Blackwell, Blackwood, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dollar, Faison, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hilton, Holloway, Justus, Killian, Langdon, Mills, Moore, Neumann, Randleman, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Stiller, Tillis, West, and Wiley - 40.

Excused absence: Representative Carney.

H.B. 120 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS.

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Representative Underhill offers Amendment No. 2 which is adopted by electronic vote (68-50).

Representative McElraft offers Amendment No. 3 which fails of adoption by electronic vote (56-62).

The bill, as amended, passes its third reading, by electronic vote (60-56), and is ordered engrossed and sent to the Senate.

H.B. 582 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR COMPLIANCE WITH FEDERAL LAW REQUIRING THE PROVISION OF EDUCATIONAL SERVICES TO STUDENTS TRANSFERRING INTO A NORTH CAROLINA SCHOOL DISTRICT WHILE UNDER A TERM OF SUSPENSION OR EXPULSION, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 886, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF DIETETICS/NUTRITION TO RECOVER COSTS INCURRED BY THE BOARD IN CONNECTION WITH DISCIPLINARY PROCEEDINGS OF THE BOARD, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 1284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BRAIN INJURY ADVISORY COUNCIL, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

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H.B. 1392, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO NEGOTIATE RATES FOR SERVICES PROVIDED TO PERSONS COVERED UNDER THE POOL BY OUT-OF-STATE PROVIDERS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Insurance.

On motion of Representative Glazier, Committee Amendment No. 1 is adopted.

The bill, as amended, is ordered engrossed and re-referred to the Committee on Insurance.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 749, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BUILDING CODE TO PERMIT THE USE OF CISTERNS TO PROVIDE WATER FOR FLUSHING TOILETS AND FOR OUTDOOR IRRIGATION IN THE CONSTRUCTION OR RENOVATION OF RESIDENTIAL OR COMMERCIAL BUILDINGS OR STRUCTURES AND TO PROHIBIT ANY STATE, COUNTY, OR LOCAL BUILDING CODE OR REGULATION FROM PROHIBITING THE USE OF CISTERNS FOR THESE USES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

H.B. 802, A BILL TO BE ENTITLED AN ACT TO DELINEATE THE BOUNDARIES OF THE RIVER BASINS OF NORTH CAROLINA FOR THE PURPOSE OF ALIGNING THE RIVER BASIN PLANNING PROGRAMS OF THE DIVISION OF WATER RESOURCES AND THE DIVISION OF WATER QUALITY IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, AS RECOMMENDED BY THE 2008 REPORT OF THE WATER ALLOCATION STUDY TO THE ENVIRONMENTAL REVIEW COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment and Natural Resources.

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The bill is re-referred to the Committee on Environment and Natural Resources.

H.B. 1100, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH STORMWATER CONTROL BEST MANAGEMENT PRACTICES FOR COMPOSTING OPERATIONS AND MULCH OPERATIONS FOR THE PURPOSE OF PROTECTING WATER QUALITY, reported without prejudice as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The original bill is placed on the Unfavorable Calendar.

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 1308, A BILL TO BE ENTITLED AN ACT TO DEFINE PARENTING EDUCATION UNDER THE LAWS PERTAINING TO FAMILY LAW, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The serial referral to the Committee on Judiciary I having previously been stricken, the committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

Representative Owens moves, seconded by Representative Bell, that the House adjourn, subject to the receipt of Committee Reports, to reconvene April 22 at 3:00 p.m.

The motion carries.

No committee reports having been received, the House stands adjourned at 6:02 p.m.

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FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 22, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"You are full of joy and Your radiance is abundant. Happy are they who place their trust in the Lord. Your heart's desire is to pour out the blissfulness of Your Spirit upon all of Your children. Unfortunately, we are quite often too caught up with ourselves to feel the rain of heaven. Sometimes it must seem to You like we walk around with umbrellas up purposefully diverting heaven's dew from soaking us with Your grace. Turn our eyes upward and inward, Lord God. Help us to listen, to sense, and to experience Your fullness in our midst and know that You truly and earnestly desire to be involved in our everyday comings and goings. We really do matter to You, don't we? Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bell, Carney, and Farmer-Butterfield for today.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 888 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE BOW HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY AND WAYNE COUNTY, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 921, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR THE TRAPPING OF FOXES IN LENOIR COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Local Government II.

The bill is re-referred to the Committee on Local Government II.

H.B. 969, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROHIBITING THE DISCHARGE OF FIREARMS ON REGISTERED LAND IN GRANVILLE COUNTY BY ALLOWING THE TRACTS OF REGISTERED LAND TO BE RECORDED IN THE GEOGRAPHIC INFORMATION SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 280, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF BELMONT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

H.B. 312 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE AND TO MAKE CONFORMING CHANGES TO RELATED PROVISIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

H.B. 384, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF FUQUAY-VARINA TO USE THE PROCEDURE AND AUTHORITY OF CHAPTER 136 OF THE GENERAL STATUTES IN CONDEMNATION PROCEEDINGS CONCERNING PUBLIC STREETS AND ROADS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

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H.B. 461, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE PILOT PROGRAM REGARDING ANNUAL INSPECTIONS OF ANIMAL OPERATIONS THAT ARE SUBJECT TO A GENERAL PERMIT FOR AN ANIMAL WASTE MANAGEMENT SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

H.B. 743, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WENDELL TO EXTEND ITS EXTRATERRITORIAL JURISDICTION OVER A CERTAIN DESCRIBED AREA WITH THE APPROVAL OF THE BOARD OF COMMISSIONERS OF WAKE COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

H.B. 1508, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE TWO-THIRDS BONDS ACT OF 2008, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 550 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF DENTON FROM TWO TO FOUR YEARS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 825 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT GARBAGE TRUCKS TO STOP ON THE PAVEMENT OF HIGHWAYS OUTSIDE MUNICIPAL LIMITS WHILE COLLECTING GARBAGE OR RECYCLABLE MATERIAL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

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H.B. 593, A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL STARTING DATE FOR STUDENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 616 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF LARCENY, DESTRUCTION, DEFACE-MENT, OR VANDALISM OF PORTABLE TOILETS OR PUMPER TRUCKS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Cole, Vice-Chair, for the Committee on Transportation:

H.B. 752, A BILL TO BE ENTITLED AN ACT TO PROVIDE APPLICANTS WHO REGISTER MOTOR VEHICLES AT THE FARMER RATE TO CHOOSE BETWEEN A STAGGERED REGISTRATION YEAR OR AN ANNUAL REGISTRATION YEAR, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1154, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE BRENNER CHILDREN'S HOSPITAL, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 86, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL-TERRAIN VEHICLES AND MOTORCYCLES THAT ARE USED AS OFF-ROAD VEHICLES TO BE REGISTERED WITH THE DIVISION OF MOTOR VEHICLES, TO CREATE A NONREVERTING REVENUE FUND IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL

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RESOURCES DESIGNATED AS THE OFF-ROAD VEHICLE TRUST FUND TO BE USED TO PROVIDE ALL-TERRAIN VEHICLE SAFETY TRAINING, ACQUIRE NEW LANDS, MANAGE LANDS, AND DEVELOP OFF-ROAD VEHICLE PARKS, TRAILS, AND FACILITIES, AND TO CREATE A NEW OFF-ROAD RECREATION PROGRAM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1014, A BILL TO BE ENTITLED AN ACT ESTABLISHING ORGAN DONATION AWARENESS MONTH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

H.B. 1141, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ADMINISTRATION TO CONDUCT A STUDY TO IDENTIFY THE OWNERSHIP OF PUBLIC LAND IN NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1171, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT LAW STUDENT EXTERNS AT THE GENERAL ASSEMBLY ARE SUBJECT TO LEGISLATIVE CONFIDENTIALITY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 1221, A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF STATE PERSONNEL TO DEVELOP AN EMPLOYEE BENEFITS STATEMENT THAT REFLECTS THE CURRENT VALUE OF EMPLOYEE BENEFITS PROVIDED TO STATE EMPLOYEES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Pensions and Retirement.

The committee substitute bill is re-referred to the Committee on Pensions and Retirement. The original bill is placed on the Unfavorable Calendar.

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By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 1164, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE COMMISSIONER OF INSURANCE TO ELIMINATE OBSOLETE DATA COLLECTION REQUIREMENTS FOR HEALTH MAINTENANCE ORGANIZATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1183, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS GOVERNING HEALTH INSURANCE AND MANAGED CARE; TO CHANGE CERTAIN HEALTH INSURANCE LAWS TO COMPORT WITH RECENT CONGRESSIONAL ENACTMENTS; TO MAKE A TECHNICAL CORRECTION IN A CREDIT INSURANCE LAW; AND TO REPEAL THE EXPIRATION DATE OF THE INTERSTATE INSURANCE PRODUCT REGULATION COMPACT ACT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 315**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DISTRICT ATTORNEY AND DEFENSE ATTORNEY TO DISCLOSE TO THE COURT THAT A PLEA BARGAIN ARRANGEMENT WAS REJECTED BY A JUDGE AT AN EARLIER TIME IF THE PLEA IS SUBSEQUENTLY PRESENTED TO ANOTHER JUDGE FOR CONSIDERATION, to the Appropriations Subcommittee on Justice and Public Safety.

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 354**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SCHOOL-BASED/SCHOOL-LINKED ADOLESCENT HEALTH CARE CENTERS, to the Appropriations Subcommittee on Health and Human Services.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Rapp and Hughes:

H.B. 1528, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NC REAL PROGRAM, is referred to the Committee on Appropriations.

By Representatives Parmon, Hurley, Tarleton, and Bryant (Primary Sponsors); E. Floyd, Hughes, Lucas, Moore, and Wray:

H.B. 1529, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF PUBLIC INSTRUCTION, COMMITTEE ON DROPOUT PREVENTION, TO AWARD ADDITIONAL DROPOUT PREVENTION GRANTS, is referred to the Committee on Appropriations.

By Representatives Cole, Holloway, Burr, and Starnes (Primary Sponsors); Faison and Lewis:

H.B. 1530, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO RESCIND AN ADVANCED GENERAL REAPPRAISAL OF PROPERTY, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE**2009 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
April 21, 2009

Mr. Speaker:

Pursuant to G.S. 115D-2.1(b)(4)f., and **H.J.R. 485**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, it is ordered that a message be sent to your Honorable Body notifying you that the Senate has elected

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the following members to the State Board of Community Colleges for a six-year term effective July 1, 2009, and ending June 30, 2015.

Linwood Powell

James J. Woody, Jr.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 618, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL MUNICIPALITIES TO PARTICIPATE IN URBAN AREA REVITALIZATION PROJECTS UNDER THE MUNICIPAL SERVICE DISTRICT ACT OF 1973, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 712, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF ADMINISTRATION TO DISTRIBUTE STATE SURPLUS PROPERTY TO FURBISHERS OF COMPUTERS FOR STUDENTS IN GRADES KINDERGARTEN THROUGH TWELVE, is read the first time and referred to the Committee on Science and Technology and, if favorable, to the Committee on State Government/State Personnel.

S.B. 833, A BILL TO BE ENTITLED AN ACT TO DELINEATE THE BOUNDARIES OF THE RIVER BASINS OF NORTH CAROLINA FOR THE PURPOSE OF ALIGNING THE RIVER BASIN PLANNING PROGRAMS OF THE DIVISION OF WATER RESOURCES AND THE DIVISION OF WATER QUALITY IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, AS RECOMMENDED BY THE 2008 REPORT OF THE WATER ALLOCATION STUDY TO THE ENVIRONMENTAL REVIEW COMMISSION, is read the first time and referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Environment and Natural Resources.

S.B. 851, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTRICT COURTS TO SUPERVISE DEFENDANTS CONVICTED IN SUPERIOR COURT WHO ARE ASSIGNED TO DRUG TREATMENT COURTS OR

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PROBLEM-SOLVING COURTS, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

CALENDAR

Action is taken on the following:

H.B. 148 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A CONGESTION RELIEF AND INTERMODAL TRANSPORTATION 21ST CENTURY FUND; TO PROVIDE FOR ALLOCATION OF THOSE FUNDS TO: (1) LOCAL GOVERNMENTS AND TRANSPORTATION AUTHORITIES FOR PUBLIC TRANSPORTATION PURPOSES, (2) SHORT-LINE RAILROADS, FOR ASSISTANCE IN MAINTAINING AND EXPANDING FREIGHT SERVICE STATEWIDE, (3) RAILROADS FOR INTERMODAL FACILITIES, MULTIMODAL FACILITIES, AND INLAND PORTS, (4) MAKE CAPITAL IMPROVEMENTS ON RAIL LINES TO ALLOW IMPROVED FREIGHT SERVICE TO THE PORTS AND MILITARY INSTALLATIONS, (5) EXPAND INTERCITY PASSENGER RAIL SERVICE; TO EXTEND LEVELS OF LOCAL TRANSIT FUNDING AUTHORIZATION TO THREE URBAN REGIONS; AND TO ALLOW OTHER LOCAL GOVERNMENTS OPTIONS FOR LOCAL TRANSIT FUNDING, passes its third reading, by the following vote:

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Coates, Cole, Cotham, Crawford, Dickson, Dockham, Earle, England, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Spear, Starnes, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 77.

Voting in the negative: Representatives Allred, Avila, Blackwell, Blackwood, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dollar, Faison, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hilton, Holloway, Justus, Killian, Langdon, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Stam, Steen, Stevens, West, and Wiley - 38.

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Excused absences: Representatives Bell, Carney, and Farmer-Butterfield - 3.

Representatives Starnes and Tillis request and are granted permission to change their votes from "aye" to "no". The adjusted vote total is (75-40).

The bill, as amended, is ordered engrossed and sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 632, A BILL TO BE ENTITLED AN ACT TO APPROPRIATELY RECOGNIZE THE NATIONAL GUARD AND TO CREATE UNIFORMITY IN THE SPELLING OF THE TERM "NATIONAL GUARD" WHEREVER IT APPEARS IN THE GENERAL STATUTES BY CAPITALIZING IT, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 970, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN GRANVILLE COUNTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Wildlife Resources.

The committee substitute bill is re-referred to the Committee on Wildlife Resources. The original bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative Holliman sends forth the Conference Report on **S.B. 287** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN.

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On motion of Representative Owens, Rule 44(d) is suspended, by electronic vote (112-4), and the Conference Report is placed on today's Calendar for immediate consideration.

Representative Luebke requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (113-3).

Representative Holliman moves the adoption of the following Conference Report.

House Committee Substitute No. 2 for S.B. 287

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 287, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN, House Committee Substitute #2 Favorable 4/8/09 Sixth Edition Engrossed 4/14/09, submit the following report:

Delete the entire House Committee Substitute #2, Sixth Edition Engrossed and substitute the attached Proposed Conference Committee Substitute S287-PCCS35293-LN-3.

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: April 22, 2009.

*Conferees for the
Senate*

S/ Tony Rand, Chair
S/ David W. Hoyle
S/ Linda Garrou
S/ William R. Purcell
S/ Doug Berger

*Conferees for the
House of Representatives*

S/ Hugh Holliman, Chair
S/ Martha B. Alexander
S/ Dan Blue
S/ Nelson Cole
S/ James W. Crawford, Jr.
S/ Henry M. Michaux, Jr.
S/ Deborah K. Ross

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The Conference Report is adopted, by electronic vote (60-56), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2009 Session Laws, Chapter 16.)

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 872**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A DEFERRED RETIREMENT OPTION PLAN FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is withdrawn from the Committee on Finance and re-referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 205 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA STATE LOTTERY ACT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Representative Owens moves, seconded by Representative Goforth, that the House adjourn, subject to the ratification of bills, to reconvene April 23 at 10:00 a.m.

The motion carries.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

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S.B. 287, AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN.

The House stands adjourned at 4:27 p.m.

FIFTIETH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 23, 2009

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by Representative Wainwright, Speaker Pro Tempore.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Dear God:

"We thank You for the gift of life and for the pursuit of happiness that it brings. We are so very grateful for our family and friends and for all who are a part of our circle of joy. We are especially thankful for the ways You use our friends to comfort us in times of sorrow and to cheer us on in times of celebration. And, so we pause for a moment to name just a few of these good people with whom You have graced our lives....

"Thank You, Lord. May we be as willing to be a friend to others as You are to us and may we find the happiness and joy in our lives worthy of the pursuit. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Speaker Hackney; Representatives Bell, Carney, Daughtry, Harrison, Insko, Lucas, McCormick, Mills, and Tolson for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

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By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 1186, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTY DEPARTMENTS OF SOCIAL SERVICES TO CONDUCT FOLLOW-UP MONITORING OF ADULT CARE HOMES TO ENSURE COMPLIANCE WITH STATE AND FEDERAL LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health.

The committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar.

By Representative Harrell, Chair, for the Committee on Science and Technology:

H.B. 1190, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND STRENGTHEN THE LAW REGARDING THE PRESERVATION OF DNA AND BIOLOGICAL EVIDENCE THAT IS RELATED TO A CRIMINAL OFFENSE AND A DEFENDANT'S ACCESS TO THAT EVIDENCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1252, A BILL TO BE ENTITLED AN ACT TO REGULATE COMPETITION BETWEEN LOCAL GOVERNMENT AND PRIVATE BUSINESS BY REQUIRING CITIES THAT PROVIDE COMMUNICATIONS SERVICES TO THE PUBLIC TO COMPLY WITH LAWS APPLICABLE TO PRIVATE PROVIDERS, TO ESTABLISH SEPARATE ENTERPRISE FUNDS, TO NOT CROSS-SUBSIDIZE COMMUNICATIONS SERVICE WITH OTHER GOVERNMENTAL FUNDS, TO IMPUTE THE COSTS THAT WOULD BE INCURRED BY PRIVATE PROVIDERS, TO ANNUALLY REMIT TO THE CITY'S GENERAL FUND THE COSTS THAT WOULD BE INCURRED BY PRIVATE PROVIDERS, AND TO PREPARE AN ANNUAL AUDIT OF COMPETITIVE ACTIVITIES, reported without prejudice as to the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Public Utilities.

The committee substitute bill is re-referred to the Committee on Public Utilities. The original bill is placed on the Unfavorable Calendar.

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By Representative Spear, Chair, for the Committee on Marine Resources and Aquaculture:

H.B. 898, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE POSSESSION OR TAKING OF GRASS CARP FROM THE GASTON OR ROANOKE RAPIDS RESERVOIRS OR FROM THE ROANOKE RIVER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 528, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES LOCATED IN GASTON COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 641, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ARCHER LODGE, SUBJECT TO A REFERENDUM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 702, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER AMENDMENTS TO THE SULLIVAN ACT, AND TO ALLOW THE CITY OF ASHEVILLE TO USE REVENUES FOR STREET AND SIDEWALK IMPROVEMENTS ASSOCIATED WITH WATERLINE IMPROVEMENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Water Resources and Infrastructure.

The bill is re-referred to the Committee on Water Resources and Infrastructure.

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H.B. 710, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CLAYTON TO USE ELECTRONIC MEANS TO PROVIDE PUBLIC NOTICE FOR CERTAIN PUBLIC HEARINGS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 833, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 992, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF LANDIS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 40 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MURFREESBORO TO LEVY A ROOM OCCUPANCY TAX AND TO MAINTAIN THE CURRENT DISTRIBUTION AND USE OF THE ROOM AND OCCUPANCY TAX LEVIED BY THE TOWN OF BANNER ELK, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 248, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION BY DELETING FROM A 1981 LAW RELATING TO FILLING VACANCIES IN COUNTY BOARDS OF EDUCATION ELECTED ON A PARTISAN BASIS COUNTY BOARDS OF EDUCATION THAT IN FACT ARE NOT ELECTED ON A PARTISAN BASIS, with a favorable report and recommendation that the bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

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The bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

S.B. 327 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF GATESVILLE TO EXTEND THE TERMS OF OFFICE FOR THE MAYOR AND MEMBERS OF THE BOARD OF COMMISSIONERS FROM TWO TO FOUR YEARS AND STAGGERING THOSE TERMS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 944, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DISCLOSURE OF CAMPAIGN CONTRIBUTION ACTIVITY BY APPOINTEES TO POSITIONS IN STATE GOVERNMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1111, A BILL TO BE ENTITLED AN ACT TO MAKE MORE SPECIFIC WHEN AN INDIVIDUAL BECOMES A "CANDIDATE" FOR CAMPAIGN FINANCE LAW AND TO DEFINE AND PROVIDE FOR DISCLOSURE OF FUNDING FOR "CANDIDACY EXPLORATION;" TO USE DIFFERENT TERMINOLOGY IN THE LEGAL DEFENSE FUNDS STATUTE; AND TO REQUIRE THAT A TREASURER FOR A NORTH CAROLINA CAMPAIGN BE A NORTH CAROLINA RESIDENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 721, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO ALLOW THE TOWN TO ADOPT ORDINANCES PROHIBITING HOUSING DISCRIMINATION

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ON THE BASIS OF FAMILIAL STATUS, HANDICAP, SEXUAL ORIENTATION, GENDER IDENTIFICATION, AND GENDER EXPRESSION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 472, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FAIR AND RELIABLE IMPOSITION OF CAPITAL SENTENCES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 937, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTH CAROLINA INNOCENCE COMMISSION MAY COMPEL THE TESTIMONY OF A WITNESS AND THE COMMISSION CHAIR MAY GRANT LIMITED IMMUNITY TO THE WITNESS FROM PROSECUTION FOR PREVIOUS FALSE STATEMENTS MADE UNDER OATH IN PRIOR PROCEEDINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1037, A BILL TO BE ENTITLED AN ACT TO PERMIT CAPITAL APPELLATE AND POSTCONVICTION COUNSEL REASONABLE ACCESS TO THEIR CLIENTS FOLLOWING DECISIONS BY THE COURTS WITH RESPECT TO THEIR CLIENTS' SENTENCES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1076, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTRICT COURTS TO SUPERVISE DEFENDANTS CONVICTED IN SUPERIOR COURT WHO ARE ASSIGNED TO DRUG TREATMENT COURTS OR PROBLEM-SOLVING COURTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

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The bill is re-referred to the Committee on Judiciary III.

H.B. 1255, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN SENTENCING A DEFENDANT CONVICTED OF A SEX OFFENSE AND UPON REQUEST OF THE DISTRICT ATTORNEY, THE COURT MAY ENTER A PERMANENT NO CONTACT ORDER PROHIBITING ANY FUTURE CONTACT OF A CONVICTED SEX OFFENDER WITH THE CRIME VICTIM IF THE COURT DETERMINES THAT APPROPRIATE GROUNDS EXIST FOR THE ORDER, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1398, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR DETERMINING THE SENIOR RESIDENT SUPERIOR COURT JUDGE FOR A DISTRICT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 1476, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A CLAIMANT AGAINST AN ENTITY PROTECTED BY GOVERNMENTAL IMMUNITY HAS AN ADEQUATE REMEDY AT LAW, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

SUBCOMMITTEE REFERRALS

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 179**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AND MAINTAIN AN ACCESSIBLE ELECTRONIC INFORMATION SERVICE FOR BLIND AND DISABLED PERSONS AND TO APPROPRIATE FUNDS FOR THE SERVICE, to the Appropriations Subcommittee on Health and Human Services.

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 266** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO

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COLLECT, MAINTAIN, AND PUBLISH STATISTICS ON THE USE OF DEADLY FORCE BY LAW ENFORCEMENT WHICH RESULTS IN DEATH, to the Appropriations Subcommittee on Justice and Public Safety.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 452, AN ACT TO MAKE STATEWIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES.

H.B. 557, AN ACT TO ENACT THE FUTURE VOLUNTEER FIRE-FIGHTERS & RESCUE SQUAD MEMBERS ACT OF NORTH CAROLINA.

H.B. 613, AN ACT PROVIDING THAT CONSENT OF THE STATE IS NOT GRANTED TO THE UNITED STATES FOR ACQUISITION OF LAND FOR AN OUTLYING LANDING FIELD IN A COUNTY OR COUNTIES WHICH HAVE NO EXISTING MILITARY BASE AT WHICH AIRCRAFT SQUADRONS ARE STATIONED.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives R. Warren, Hurley, Randleman, and Spear (Primary Sponsors); and Faison:

H.B. 1531, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CLERK OF COURT SHALL DENY A NAME CHANGE APPLICATION FROM A CONVICTED FELON WHO IS SERVING AN ACTIVE SENTENCE UNLESS THE CLERK OF COURT FINDS THAT GOOD CAUSE EXISTS FOR CONSIDERATION OF THE NAME CHANGE AND TO INCREASE BY ONE DOLLAR THE FEE FOR PROCESSING AN APPLICATION TO CHANGE A PERSON'S NAME, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Barnhart and Faison:

H.B. 1532, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FIRE ALARM CONTRACTORS BE LICENSED IN THIS STATE; AND TO EXPAND THE ROLE OF THE STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTS TO ENCOMPASS THE LICENSURE

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OF FIRE ALARM CONTRACTORS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Barnhart and Faison:

H.B. 1533, A BILL TO BE ENTITLED AN ACT TO PERMIT A LIMITED WAIVER FROM THE UNC TUITION SURCHARGE FOR A STUDENT WHOSE UNIVERSITY EDUCATION IS INTERRUPTED OR DELAYED AS A RESULT OF DISABILITY OR ACTIVE DUTY MILITARY SERVICE, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Underhill and Wray:

H.B. 1534, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA WILDLIFE FEDERATION, INC., is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Lucas, Bell, and Yongue (Primary Sponsors); Coates, Earle, Faison, Hughes, Pierce, Tarleton, and Wray:

H.B. 1535, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON PROJECT GRADUATE AND TO APPROPRIATE FUNDS TO THE GENERAL ASSEMBLY TO IMPLEMENT THE STUDY, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Cotham, England, Allen, and Bryant (Primary Sponsors); Faison and Wray:

H.B. 1536, A BILL TO BE ENTITLED AN ACT PERTAINING TO MEDICAID REIMBURSEMENT FOR DIABETES OUTPATIENT SELF-MANAGEMENT EDUCATION PROGRAMS, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representative Jones:

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H.B. 1537, A BILL TO BE ENTITLED AN ACT TO ALLOW VIDEO GAMING FOR THE PURPOSE OF PROFIT SHARING WITH THE STATE OF NORTH CAROLINA, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

By Representatives Jones and Wiley (Primary Sponsors); Hughes and Wray:

H.J.R. 1538, A JOINT RESOLUTION HONORING THE MEMORY OF THE FOUNDERS OF THE HIGH POINT FURNITURE MARKET ON THE OCCASION OF ITS ONE HUNDREDTH ANNIVERSARY, if referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

2009 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
April 22, 2009

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 287** (Conference Committee Substitute), AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President will order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 564 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL MUNICIPALITIES AND COUNTIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THEIR PUBLIC

April 23, 2009

NUISANCE ORDINANCES, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary III.

S.B. 625, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DECEPTIVE ADVERTISING ABOUT GEOGRAPHICAL LOCATION BY BUSINESSES THAT SUPPLY PERISHABLE PRODUCTS, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

S.B. 669, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE BANKING COMMISSION APPELLATE PROCEDURES, is read the first time and referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

S.B. 957, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL ENROLLMENT PERIOD IN THE NORTH CAROLINA GROUP HEALTH INSURANCE CONTINUATION LAW AND PROVIDE ELIGIBLE INDIVIDUALS WITH THE SAME CONTINUATION RIGHTS AS UNDER THE FEDERAL AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Insurance.

S.B. 1082 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) ALLOW PROBATION OFFICERS IN THE DIVISION OF COMMUNITY CORRECTIONS ACCESS TO THE JUVENILE RECORDS OF PERSONS SUBJECT TO PROBATION UNDER THEIR SUPERVISION FOR THE PURPOSE OF ASSESSING RISK RELATED TO SUPERVISION; AND (2) ADD THE DIVISION OF COMMUNITY CORRECTIONS TO A LIST OF AGENCIES AUTHORIZED TO SHARE CERTAIN INFORMATION CONCERNING JUVENILES WITH ONE ANOTHER, is read the first time and referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

CALENDAR

Action is taken on the following:

H.B. 280, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF BELMONT.

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Pursuant to Rule 24.1A, Representative Rhyne requests that he be excused from voting on this bill because he sits on the Board of the Daniel Stowe Botanical Garden which has an interest in this legislation. This request is granted.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Coates, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Luebke, Mackey, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 107.

Voting in the negative: None.

Excused absences: Speaker Hackney; Representatives Bell, Carney, Daughtry, Harrison, Insko, Lucas, McCormick, Mills, and Tolson - 10.

Excused vote: Representative Rhyne.

H.B. 384, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF FUQUAY-VARINA TO USE THE PROCEDURE AND AUTHORITY OF CHAPTER 136 OF THE GENERAL STATUTES IN CONDEMNATION PROCEEDINGS CONCERNING PUBLIC STREETS AND ROADS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Blackwell, Blackwood, Blue, Boles, Bordsen, Brisson, Brown, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, Harrell, Hill, Hilton,

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Holliman, Holloway, Howard, Hughes, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Luebke, Mackey, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 98.

Voting in the negative: Representatives Blust, Burr, Cleveland, Folwell, Frye, Gillespie, Guice, Hurley, Moore, Setzer, and Starnes - 11.

Excused absences: Speaker Hackney; Representatives Bell, Carney, Daughtry, Harrison, Insko, Lucas, McCormick, Mills, and Tolson - 10.

H.B. 743, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WENDELL TO EXTEND ITS EXTRATERRITORIAL JURISDICTION OVER A CERTAIN DESCRIBED AREA WITH THE APPROVAL OF THE BOARD OF COMMISSIONERS OF WAKE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1508, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE TWO-THIRDS BONDS ACT OF 2008, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Barnhart, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Luebke, Mackey, Martin, McComas, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 107.

Voting in the negative: Representatives Avila, Cleveland, and McElraft - 3.

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Excused absences: Speaker Hackney; Representatives Bell, Carney, Daughtry, Harrison, Insko, Lucas, McCormick, Mills, and Tolson - 10.

H.B. 312 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE AND TO MAKE CONFORMING CHANGES TO RELATED PROVISIONS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 461, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE PILOT PROGRAM REGARDING ANNUAL INSPECTIONS OF ANIMAL OPERATIONS THAT ARE SUBJECT TO A GENERAL PERMIT FOR AN ANIMAL WASTE MANAGEMENT SYSTEM, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 825 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT GARBAGE TRUCKS TO STOP ON THE PAVEMENT OF HIGHWAYS OUTSIDE MUNICIPAL LIMITS WHILE COLLECTING GARBAGE OR RECYCLABLE MATERIAL, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1014, A BILL TO BE ENTITLED AN ACT ESTABLISHING ORGAN DONATION AWARENESS MONTH, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Coates, Chair, for the Committee on Public Utilities:

H.B. 1027, A BILL TO BE ENTITLED AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES FOR PREPAID WIRELESS TELEPHONE SERVICE, with a favorable report and recom-

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mentation that the bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

H.B. 1034 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTOMATIC DIALING AND RECORDED MESSAGE PLAYERS TO BE USED TO MAKE UNSOLICITED TELEPHONE CALLS TO PROTECT THE PUBLIC HEALTH, SAFETY, OR WELFARE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representatives Howard and Ross, Chairs, for the Committee on Ethics:

H.B. 1452, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL LOCAL GOVERNMENTS TO ADOPT A CODE OF ETHICS FOR THE GOVERNING BOARD AND TO REQUIRE THE MEMBERS OF THOSE GOVERNING BOARDS TO RECEIVE EDUCATION ON ETHICS LAWS APPLICABLE TO LOCAL GOVERNMENT OFFICIALS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 455**, A BILL TO BE ENTITLED AN ACT DESIGNATING KIDNEY MONTH IN NORTH CAROLINA, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Health.

On motion of Representative Owens, seconded by Representative Cotham, the House adjourns at 10:54 a.m. to reconvene Monday, April 27, 2009, at 7:00 p.m.

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FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Monday, April 27, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"As we bask in the beauty of the past few days, we are reminded of how creative and artistic You are. The landscape and the colors, the breezes and the smells of blooming flowers, they all work together to sing Your majesty and glorify Your creation. Thank You for allowing us to breathe in the beauty of the world, to eat the fruit of Your handiwork and to drink in the full cup of Your creation. For sure, it is good. And, we are blessed to be able to call Your gift to us...home. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Carney, Daughtry, and Justice for today. Representative Dickson is excused for a portion of the Session.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 287, AN ACT TO APPROPRIATE FUNDS FOR THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO MAKE OTHER CHANGES RELATED TO THE STATE HEALTH PLAN. (S.L. 2009-16)

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

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By Representative Adams, Vice Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 323, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE REQUIREMENTS REGARDING SECONDARY METALS RECYCLING OF REGULATED METALS PROPERTY IN ORDER TO PREVENT THE THEFT OF THIS PROPERTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 1039, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO REVISE THE "TRANSCRIPT OF PLEA" FORM PROVIDED TO A DEFENDANT WHO ENTERS A PLEA OF GUILTY OR NO CONTEST TO MORE CLEARLY ADDRESS THE RIGHT OF APPEAL LIMITATIONS AND SHORTER BIOLOGICAL EVIDENCE PRESERVATION TIME FRAME THAT MAY APPLY AS A RESULT OF THE PLEA, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 927, A BILL TO BE ENTITLED AN ACT TO ALLOW TYRRELL COUNTY TO TRANSFER FUNDS BACK TO THE LOCAL ALCOHOLIC BEVERAGE CONTROL BOARD THAT HAD BEEN HELD BY THE COUNTY IN TRUST TO BE USED TO BUILD A NEW ALCOHOLIC BEVERAGE CONTROL STORE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Alcoholic Beverage Control.

The committee substitute bill is re-referred to the Committee on Alcoholic Beverage Control. The original bill is placed on the Unfavorable Calendar.

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H.B. 955, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP AND CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY GAME COMMISSION, TO MAKE CHANGES TO THE COMPENSATION PROVIDED TO MEMBERS OF THE COMMISSION AND THE CLERK OF THE COMMISSION, AND TO PROVIDE THAT NO FLOAT BLINDS MAY BE TIED WITHIN THREE HUNDRED YARDS OF A RESIDENCE IN CURRITUCK COUNTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

H.B. 462, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SOLAR ENERGY INCENTIVE GRANT PROGRAM WITHIN THE DEPARTMENT OF COMMERCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1079, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO ACQUIRE ONLY NEW PASSENGER MOTOR VEHICLES THAT HAVE A FUEL ECONOMY THAT IS IN THE TOP FIFTEEN PERCENT OF THAT CLASS OF COMPARABLE AUTOMOBILES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 672** (Committee Substitute), A BILL TO BE ENTITLED AN ACT

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RELATING TO LOCAL MANAGEMENT ENTITIES USE OF STATE FUNDS FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITY, AND SUBSTANCE ABUSE SERVICES, to the Appropriations Subcommittee on Health and Human Services.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Gibson, Harrell, Ross, and Weiss (Primary Sponsors); and Wray:

H.B. 1539, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA STATE UNIVERSITY COLLEGE OF ENGINEERING, is referred to the Committee on Appropriations.

By Representatives Gibson and Jones (Primary Sponsors):

H.B. 1540, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ANY PERSON ACTING AS A DEVELOPMENT MANAGER OR CONSULTANT IS NOT DEEMED TO BE A GENERAL CONTRACTOR AND THUS IS NOT SUBJECT TO THE LICENSING OR FEE REQUIREMENTS OF ARTICLE 1 OF CHAPTER 87 OF THE GENERAL STATUTES, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative Gibson:

H.B. 1541, A BILL TO BE ENTITLED AN ACT TO EXEMPT LIQUEFIED PETROLEUM GAS SOLD TO INDIVIDUALS FOR DOMESTIC CONSUMPTION FROM THE STATE AND LOCAL SALES AND USE TAX, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

By Representatives Faison and Wilkins (Primary Sponsors); Hughes and Insko:

H.B. 1542, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A FOOD PROCESSING CENTER IN THE TOWN OF PROSPECT HILL, is referred to the Committee on Appropriations.

By Representatives Tarleton and Harrell (Primary Sponsors):

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H.B. 1543, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO BE ALLOCATED TO APPALACHIAN STATE UNIVERSITY FOR THE SALARY AND BENEFITS OF THE FOUNDING DEAN, KEY LEADERS, AND OTHER ADDITIONAL STAFF OF THE NEW COLLEGE OF HEALTH SCIENCES AND ALLIED PROFESSIONS, is referred to the Committee on Appropriations.

By Representatives Tarleton, Harrell, and Dollar (Primary Sponsors); Setzer and R. Warren:

H.B. 1544, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO BE ALLOCATED TO APPALACHIAN STATE UNIVERSITY TO PROVIDE OFF-CAMPUS EDUCATIONAL OPPORTUNITIES AND PROGRAMS IN THE HICKORY REGION, is referred to the Committee on Appropriations.

By Representatives Tarleton and Harrell (Primary Sponsors):

H.B. 1545, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO BE USED BY APPALACHIAN STATE UNIVERSITY TO EXPAND AND UPGRADE FACILITIES, PURCHASE EQUIPMENT, AND PAY FACULTY SALARIES FOR THE RESEARCH OF ISSUES RELATED TO RENEWABLE ENERGY, SUSTAINABILITY OF ENERGY, AND THE IMPACT OF ENERGY INITIATIVES ON ECONOMIC DEVELOPMENT, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Appropriations.

By Representatives Tarleton, Harrell, and Dollar (Primary Sponsors):

H.B. 1546, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO BE ALLOCATED TO APPALACHIAN STATE UNIVERSITY TO CONSTRUCT A NEW FACILITY FOR ITS COLLEGE OF HEALTH SCIENCES AND ALLIED PROFESSIONS, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Blust, Allred, Brown, Burr, Cleveland, Dollar, Gulley, Lewis, Mills, Moore, Rhyne, Setzer, and West:

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H.B. 1547, A BILL TO BE ENTITLED AN ACT TO CREATE AN EXCLUSION FOR A MOTOR VEHICLE OWNED BY A QUALIFYING SENIOR, is referred to the Committee on Aging and, if favorable, to the Committee on Finance.

By Representatives Blust, Allred, Barnhart, Brown, Cleveland, Daughtry, Dockham, Dollar, Gillespie, Gulley, Hilton, Lewis, Mills, Moore, Rhyne, and Setzer:

H.B. 1548, A BILL TO BE ENTITLED AN ACT TO PROVIDE COMPENSATION TO NORTH CAROLINA TAXPAYERS WHO RECEIVE LATE INCOME TAX REFUNDS, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Blust, Allred, Brown, Burr, Cleveland, Dockham, Gulley, Hilton, Killian, Lewis, Moore, Rhyne, Setzer, Stam, Steen, and West:

H.B. 1549, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT GENERAL FUND EXPENDITURES SHALL NOT EXCEED REVENUE FOR THE PREVIOUS CALENDAR YEAR AND TO PROVIDE THAT ANY POSITIVE BALANCE IN THE GENERAL FUND AFTER TRANSFERRING FUNDS TO THE SAVINGS RESERVE ACCOUNT AND THE REPAIRS AND RENOVATIONS ACCOUNT MAY BE APPROPRIATED ONLY FOR TAXPAYER REFUNDS, CAPITAL IMPROVEMENTS, OR TO REPAY THE STATE'S INDEBTEDNESS, is referred to the Committee on Appropriations.

By Representatives Underhill, Fisher, Bordsen, and Wainwright (Primary Sponsors); Adams, K. Alexander, M. Alexander, Allen, Bell, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Coates, Cole, Cotham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Farmer-Butterfield, Gibson, Glazier, Goforth, Haire, Hall, Harrell, Hill, Holliman, Howard, Hughes, Insko, Jeffus, Johnson, Jones, Justus, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McLawhorn, Mobley, Parmon, Pierce, Rapp, Spear, Starnes, Sutton, Tarleton, Tolson, Tucker, E. Warren, R. Warren, West, Whilden, Wiley, Wilkins, Womble, Wray, and Yongue:

H.B. 1550, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE FUNDING FOR THE NORTH CAROLINA SYMPHONY TOWARD THE COST OF MUSIC EDUCATION PROGRAMS AND MUSICIANS' SALARIES AND BENEFITS, is referred to the Committee on Appropriations.

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By Representatives M. Alexander, Cotham, Mackey, and K. Alexander (Primary Sponsors); Carney, Cole, Current, Earle, Gulley, Killian, Samuelson, Tarleton, and Tillis:

H.B. 1551, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR FACULTY AND RESEARCH STAFF AT THE ENERGY PRODUCTION INFRASTRUCTURE CENTER AT THE UNIVERSITY OF NORTH CAROLINA AT CHARLOTTE, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, McLawhorn, Rapp, and Tarleton (Primary Sponsors); Harrison and Hughes:

H.B. 1552, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE COMMITTEE ON CONSOLIDATION OF STATE SCHOLARSHIPS AND TO ALLOCATE FUNDS APPROPRIATED TO THE GENERAL ASSEMBLY TO IMPLEMENT THE STUDY, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representative Spear:

H.B. 1553, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COSTS OF CONSTRUCTING A FORESTRY HEAD-QUARTERS IN WASHINGTON COUNTY, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 117, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LOCAL GOVERNMENT MAY NOT IMPOSE A MORATORIUM ON DEVELOPMENT APPROVALS FOR THE PURPOSE OF DEVELOPING AND ADOPTING A NEW OR REVISED DEVELOPMENT ORDINANCE, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Environment and Natural Resources.

S.B. 475 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO AUTHORIZE THE BOARD OF ALDERMEN TO ADOPT ORDINANCES

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FOR THE ORDERLY INSTALLATION OF ENERGY-SAVING AND WATER-SAVING DEVICES, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Energy and Energy Efficiency.

S.B. 650 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF CARTS, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

S.B. 653, A BILL TO BE ENTITLED AN ACT TO ALLOW A MEMBER OF THE GOVERNING BODY OF A MUNICIPALITY TO BE EXCUSED FROM VOTING WHEN THE MEMBER HAS A CONFLICT OF INTEREST, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

S.B. 827, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE FERRY DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO THE MARINE DIVISION AND TO DEFINE THE MARINE DIVISION'S RESPONSIBILITIES, is read the first time and referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on State Government/State Personnel.

S.B. 853, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ATTORNEY MAKING A MOTION FOR APPROPRIATE RELIEF, WHETHER BY ORAL OR WRITTEN MOTION, MUST CERTIFY IN WRITING TO THE COURT THAT THE ATTORNEY HAS REVIEWED THE TRIAL TRANSCRIPT AND HAS NOTIFIED AND CONSULTED WITH OR HAS MADE A GOOD FAITH EFFORT TO NOTIFY AND CONSULT WITH BOTH THE ATTORNEY WHO INITIALLY PROSECUTED THE CASE AND THE DEFENSE ATTORNEY WHO INITIALLY REPRESENTED THE DEFENDANT OF THE MOTION AND TO REQUIRE THAT THE CERTIFICATION APPEAR IN WRITING ON THE MOTION, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

CALENDAR

Action is taken on the following:

H.B. 280, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF BELMONT, passes its third reading, by the following vote, and is ordered sent to the Senate.

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Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 105.

Voting in the negative: Representatives Cleveland, Gillespie, Gulley, Hilton, Hurley, Setzer, Starnes, and West - 8.

Excused absences: Representatives Barnhart, Carney, Daughtry, Dickson, and Justice - 5.

H.B. 384, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF FUQUAY-VARINA TO USE THE PROCEDURE AND AUTHORITY OF CHAPTER 136 OF THE GENERAL STATUTES IN CONDEMNATION PROCEEDINGS CONCERNING PUBLIC STREETS AND ROADS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 105.

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Voting in the negative: Representatives Cleveland, Gillespie, Gulley, Hilton, Hurley, Setzer, Starnes, and West - 8.

Excused absences: Representatives Barnhart, Carney, Daughtry, Dickson, and Justice - 5.

H.B. 280 and **H.B. 384** are local bills and without objection are voted on as a group. Representative Whilden requests and is granted permission to be recorded as voting "aye". The adjusted vote total for these two bills is (106-8).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 550 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF DENTON FROM TWO TO FOUR YEARS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 888 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REGULATE BOW HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY AND TO REGULATE HUNTING WITH GUNS, DOGS, OR BOW AND ARROW ON THE LANDS OF ANOTHER IN WAYNE COUNTY, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 616 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF LARCENY, DESTRUCTION, DEFACEMENT, OR VANDALISM OF PORTABLE TOILETS OR PUMPER TRUCKS.

On motion of Representative Allen and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 28.

H.B. 1508, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE TWO-THIRDS BONDS ACT OF 2008, passes its third reading, by the following vote, and is ordered sent to the Senate.

April 27, 2009

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 109.

Voting in the negative: Representatives Avila, Burr, Cleveland, McElraft, and Stevens - 5.

Excused absences: Representatives Barnhart, Carney, Daughtry, Dickson, and Justice - 5.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 205 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA STATE LOTTERY ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 110.

April 27, 2009

Voting in the negative: Representatives Allred, Brown, Cleveland, and Gulley - 4.

Excused absences: Representatives Barnhart, Carney, Daughtry, and Justice - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 442 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SCHOOL OFFICIALS TO MAKE A REASONABLE ATTEMPT TO NOTIFY A PARENT OR GUARDIAN BEFORE ADMINISTERING CORPORAL PUNISHMENT ON A STUDENT, TO PROHIBIT THE ADMINISTRATION OF CORPORAL PUNISHMENT ON A STUDENT WHOSE PARENT OR GUARDIAN HAS STATED IN WRITING THAT CORPORAL PUNISHMENT SHALL NOT BE ADMINISTERED ON THAT STUDENT, AND TO REQUIRE LOCAL BOARDS OF EDUCATION TO REPORT OCCURRENCES OF CORPORAL PUNISHMENT, passes its second reading, by electronic vote (91-24), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1164, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE COMMISSIONER OF INSURANCE TO ELIMINATE OBSOLETE DATA COLLECTION REQUIREMENTS FOR HEALTH MAINTENANCE ORGANIZATIONS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1183 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS GOVERNING HEALTH INSURANCE AND MANAGED CARE; TO CHANGE CERTAIN HEALTH INSURANCE LAWS TO COMPORT WITH RECENT CONGRESSIONAL ENACTMENTS; TO MAKE A TECHNICAL CORRECTION IN A CREDIT INSURANCE LAW; TO CONFORM MOTOR VEHICLE INSPECTION COMPLIANCE REQUIREMENT WITH DISCONTINUATION OF STICKERS; AND TO REPEAL THE EXPIRATION DATE OF THE INTERSTATE INSURANCE PRODUCT REGULATION COMPACT ACT.

April 27, 2009

Representative Goforth offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of April 27 are introduced to the membership. They are: Abraham Barron of Yadkin; Staci Driver of Jones; Taylor Fossett of Union; Stephen Hutchinson of Wilkes; Michelle Mann of Alamance; Charles Marsh of Cabarrus; Jessica Metts of Jones; Reese Miller of Wake; Joseph Vaughn of Gaston; Colby White of Stokes; and Sarai Whittington of Wilkes.

SPECIAL MESSAGE FROM THE SENATE

2009 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
April 27, 2009

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives respectfully requesting the return of **S.B. 833**, A BILL TO BE ENTITLED AN ACT TO DELINEATE THE BOUNDARIES OF THE RIVER BASINS OF NORTH CAROLINA FOR THE PURPOSE OF ALIGNING THE RIVER BASIN PLANNING PROGRAMS OF THE DIVISION OF WATER RESOURCES AND THE DIVISION OF WATER QUALITY IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, AS RECOMMENDED BY THE 2008 REPORT OF THE WATER ALLOCATION STUDY TO THE ENVIRONMENTAL REVIEW COMMISSION, for further consideration by the Senate.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

April 27, 2009

On motion of Representative Owens and without objection, **H.B. 833**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NON-PARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE, is withdrawn from the Committee on Water Resources and Infrastructure and returned to the Senate in compliance with its request.

On motion of Representative Owens, seconded by Representative Dickson, the House adjourns at 8:01 p.m. to reconvene April 28 at 3:00 p.m.

FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 28, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"We would pray, O God, not only for ourselves but for all the households to which we belong, for all our friends and our fellow workers, beseeching Thee to include them in Thy loving care. We pray also:

For all whom will today be faced with any great decision;
For all who will be engaged in settling the affairs of the moment in both states and nations;
For all who are molding public opinion in our time;
For the unemployed whose hands today fall idle;
And for those who this night have no where to lay their head.

"Loving and Merciful God, hear our plea and grant us your mercy. Amen."

(Adapted from John Baillie's,
A Diary of Private Prayer)

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

April 28, 2009

Leaves of absence are granted Representatives Barnhart, Blackwood, Carney, Daughtry, and Justice for today.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 439, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FINANCIAL LOSS TO COUNTIES AND CITIES FOR UNREIMBURSED COUNTY OR CITY AMBULANCE SERVICES PROVIDED TO STATE HEALTH PLAN MEMBERS BY REQUIRING THE STATE HEALTH PLAN TO MAKE PAYMENTS FOR COUNTY OR CITY AMBULANCE SERVICES DIRECTLY OR CO-PAYABLE TO THE COUNTY OR CITY AMBULANCE SERVICE PROVIDER, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 742, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE RETENTION OF ACCUMULATED SURPLUS BY THE NORTH CAROLINA INSURANCE UNDERWRITING ASSOCIATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 896, A BILL TO BE ENTITLED AN ACT TO UPDATE THE CANCER COMPENDIA STATUTE TO REFLECT NEW COMPENDIA THAT ARE AVAILABLE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 964, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISCRETIONARY POWERS OF THE INSURANCE GUARANTY ASSOCIATION TO ALLOW IT TO CONTRACT AS A SERVICING FACILITY FOR OTHER ENTITIES AND CONFORM THE ASSOCIATION'S STATUTORY IMMUNITY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

April 28, 2009

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONTROLLED SUBSTANCES REPORTING ACT TO MAKE CHANGES PERTAINING TO CONFIDENTIALITY OF PRESCRIPTION INFORMATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1315, A BILL TO BE ENTITLED AN ACT TO AMEND CHILD CARE LAWS TO REDEFINE WHO MAY SIGN A MEDICAL WAIVER FOR AN ALTERNATIVE SLEEP POSITION FOR INFANTS IN CHILD CARE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 1339, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO CONDUCT A STUDY OF PROVIDER MEDICAL RATES TO DETERMINE THE EQUITY OF EXISTING RATES AMONG PROVIDERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 925, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SHARING OF CONFIDENTIAL INFORMATION AMONG AGENCIES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES IN ORDER TO CONDUCT QUALITY ASSESSMENT AND IMPROVEMENT ACTIVITIES AND COORDINATE APPROPRIATE AND EFFECTIVE CARE, TREATMENT, OR HABILITATION OF DHHS CLIENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 29. The original bill is placed on the Unfavorable Calendar.

April 28, 2009

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 799, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT INTERESTS IN A JOINT TENANCY WITH A RIGHT OF SURVIVORSHIP MAY BE HELD IN UNEQUAL SHARES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 29. The original bill is placed on the Unfavorable Calendar.

H.B. 870, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBER OF THE BOARD OF COMMISSIONERS OF STANLY COUNTY WHO SERVES AS A MEMBER OF THE STANLY COUNTY AIRPORT AUTHORITY SERVES AT THE PLEASURE OF THE BOARD OF COMMISSIONERS, TO PROVIDE THE SAME FOR THE CHAIRMAN OF THE STANLY COUNTY ECONOMIC DEVELOPMENT COMMISSION, AND TO ALLOW THE STANLY COUNTY BOARD OF COMMISSIONERS TO DESIGNATE AN ALTERNATE FOR BOTH THOSE POSITIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 29.

H.B. 1034 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTOMATIC DIALING AND RECORDED MESSAGE PLAYERS TO BE USED TO MAKE UNSOLICITED TELEPHONE CALLS TO PROTECT THE PUBLIC HEALTH, SAFETY, OR WELFARE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 29.

H.B. 1092, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SPECIAL COMMITTEE ON SENTENCING AND PRISON OVERCROWDING, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1314, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE INSURANCE COMMISSIONER'S ABILITY TO MONITOR THE FINANCIAL CONDITION OF INSURERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 29.

April 28, 2009

S.B. 114 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING PLACES OF WORSHIP OWNED AND OPERATED BY RELIGIOUS INSTITUTIONS FROM CERTAIN PROVISIONS OF THE NORTH CAROLINA STATE BUILDING CODE RELATING TO LIMITED USE AND LIMITED ACCESS ELEVATORS AND TO REQUIRE THE ADOPTION OF RULES UNDER THE ELEVATOR SAFETY ACT OF NORTH CAROLINA PROVIDING FOR THE PROMINENT DISPLAY OF IDENTIFYING NUMBERS IN ELEVATORS TO FACILITATE THE EXTRICATION OF PASSENGERS FROM MALFUNCTIONING ELEVATORS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 760, A BILL TO BE ENTITLED AN ACT TO EXEMPT PESTICIDE CONTAINERS FROM THE PROHIBITION ON DISPOSAL OF RIGID PLASTIC CONTAINERS IN LANDFILLS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1471, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS AND OTHER ENTITIES REGARDING THE JOINT USE OF THEIR FACILITIES FOR PHYSICAL ACTIVITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 29.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 900 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ANNUALLY REVIEW NUTRITION STANDARDS FOR FOODS AND BEVERAGES ADMINISTERED BY THE DEPARTMENT OF PUBLIC INSTRUCTION AND CHILD NUTRITION PROGRAMS OF LOCAL SCHOOL ADMINISTRATIVE UNITS AND TO REQUIRE OTHER FOOD SALE OPERATIONS ON THE SCHOOL CAMPUS DURING THE INSTRUCTIONAL DAY TO MEET CERTAIN STANDARDS BY THE 2010 SCHOOL YEAR, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

April 28, 2009

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1078, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ACTS OF VIOLENCE IN SCHOOLS ARE REPORTED TO THE LOCAL SUPERINTENDENT OR THE SUPERINTENDENT'S DESIGNEE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1089, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ALL ASPECTS OF THE PRACTICE OF SCHOOL SOCIAL WORK IN NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Crawford and Hughes:

H.B. 1554, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FOR INTERNSHIPS AT STATE UNIVERSITIES, is referred to the Committee on Appropriations.

By Representatives Gibson and Howard (Primary Sponsors); and Hughes:

H.B. 1555, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE GREEN INDUSTRY COUNCIL, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

April 28, 2009

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 833, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE.

On motion of Representative Womble and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 5.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 898 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE POSSESSION OR TAKING OF GRASS CARP FROM THE GASTON OR ROANOKE RAPIDS RESERVOIRS OR FROM THE SECTION OF THE ROANOKE RIVER RUNNING BETWEEN THE RESERVOIRS, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 327 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF GATESVILLE TO EXTEND THE TERMS OF OFFICE FOR THE MAYOR AND MEMBERS OF THE BOARD OF COMMISSIONERS FROM TWO TO FOUR YEARS AND STAGGERING THOSE TERMS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 205 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA STATE LOTTERY ACT.

Representative Dollar offers Amendment No. 1 which is adopted by electronic vote (114-0).

April 28, 2009

Representative Blust offers Amendment No. 2 which fails of adoption by electronic vote (51-63).

Representative Blust offers Amendment No. 3 which fails of adoption by electronic vote (48-66).

Representative Allred offers Amendment No. 4 which fails of adoption by electronic vote (45-69).

Representative Allred offers Amendment No. 5 which fails of adoption by electronic vote (42-70).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Bell, Blackwell, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Dickson, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 110.

Voting in the negative: Representatives Brown, Cleveland, Dockham, and McCormick - 4.

Excused absences: Representatives Barnhart, Blackwood, Carney, Daughtry, and Justice - 5.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 616 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF LARCENY, DESTRUCTION, DEFACEMENT, OR VANDALISM OF PORTABLE TOILETS OR PUMPER TRUCKS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

April 28, 2009

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 937, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTH CAROLINA INNOCENCE COMMISSION MAY COMPEL THE TESTIMONY OF A WITNESS AND THE COMMISSION CHAIR MAY GRANT LIMITED IMMUNITY TO THE WITNESS FROM PROSECUTION FOR PREVIOUS FALSE STATEMENTS MADE UNDER OATH IN PRIOR PROCEEDINGS, passes its second reading, by electronic vote (110-4), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (108-3), and is ordered sent to the Senate.

Representative Bordsen states that her voting equipment malfunctioned and she requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (109-3).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1037, A BILL TO BE ENTITLED AN ACT TO PERMIT CAPITAL APPELLATE AND POSTCONVICTION COUNSEL REASONABLE ACCESS TO THEIR CLIENTS FOLLOWING DECISIONS BY THE COURTS WITH RESPECT TO THEIR CLIENTS' SENTENCES, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1039 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO REVISE THE "TRANSCRIPT OF PLEA" FORM PROVIDED TO A DEFENDANT WHO ENTERS A PLEA OF GUILTY OR NO CONTEST TO MORE CLEARLY ADDRESS THE RIGHT OF APPEAL LIMITATIONS AND SHORTER BIOLOGICAL EVIDENCE PRESERVATION TIME FRAME THAT MAY APPLY AS A RESULT OF THE PLEA, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

April 28, 2009

ESCORT COMMITTEE ANNOUNCED

The Speaker appoints the following Members as an Escort Committee for the 2009 NCAA Championship UNC-CH Men's Basketball Team pursuant to **H.J.R. 1517**, A JOINT RESOLUTION RECOGNIZING THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL MEN'S BASKETBALL TEAM FOR AN OUTSTANDING SEASON CULMINATING IN THE 2009 NCAA DIVISION I CHAMPIONSHIP: Representative Current, Senior Chair; Representatives Crawford, Haire, and Love, Chairs; Representatives K. Alexander, Blackwell, Blust, Bordsen, Bryant, Burris-Floyd, Cole, Cotham, Dickson, Faison, Goodwin, Grady, Hall, Harrison, Insko, Jackson, Martin, Moore, Neumann, Ross, Samuelson, Stam, Stewart, Sutton, Underhill, Weiss, Whilden, and Wilkins.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 343, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROSCOE JACOBS, SR., FORMER CHIEF OF THE WACCAMAW SIOUAN TRIBE, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 926, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF CONTINUOUS ALCOHOL MONITORING SYSTEMS AS A CONDITION OF PROBATION, TO MEET REQUIREMENTS FOR THE RESTORATION OF A REVOKED DRIVERS LICENSE, TO MITIGATE PUNISHMENTS FOR IMPAIRED DRIVING OFFENSES, AND TO ENSURE COMPLIANCE WITH CHILD CUSTODY AND VISITATION ORDERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

April 28, 2009

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 972, A BILL TO BE ENTITLED AN ACT TO GRANT THE RIGHT TO CONSTRUCT AND MAINTAIN A WATER INTAKE SYSTEM IN THE TOWN OF BOONE, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1354**, A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY AND EXPAND THE REQUIREMENTS FOR THE PERMITTING OF COMBUSTION PRODUCTS LANDFILLS AND STRUCTURAL FILL FACILITIES IN ORDER TO ADEQUATELY PROTECT THE PUBLIC HEALTH AND THE ENVIRONMENT; (2) TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CHARGE AND COLLECT FEES FROM OPERATORS OF COMBUSTION PRODUCTS LANDFILLS AND STRUCTURAL FILL FACILITIES; (3) TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO REQUIRE MONITORING AND CORRECTIVE ACTION FOR EXISTING COMBUSTION PRODUCTS SURFACE IMPOUNDMENTS, PROHIBIT THE CONSTRUCTION OF NEW COAL COMBUSTION PRODUCTS SURFACE IMPOUNDMENTS, AND PROVIDE FOR THE PHASING OUT OF EXISTING COMBUSTION PRODUCTS SURFACE IMPOUNDMENTS; AND (4) TO REMOVE THE EXEMPTION FROM THE DAM SAFETY ACT FOR EXISTING COMBUSTION PRODUCTS SURFACE IMPOUNDMENTS, is withdrawn from the Committee on Public Utilities and re-referred to the Committee on Environment and Natural Resources, and, if favorable, to the Committee on Public Utilities, and, if favorable, to the Committee on Finance.

On motion of Representative Owens and without objection, the serial referral for **H.B. 1411**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXTENSION OF TIME REQUIREMENTS FOR THE PAYMENT OF LICENSURE FEES BY MEMBERS OF THE ARMED FORCES UNDER THE LAWS PERTAINING TO OCCUPATIONAL LICENSING BOARDS, is changed from the Committee on Transportation to the Committee on Finance.

April 28, 2009

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 827, A BILL TO BE ENTITLED AN ACT TO MAKE LEAVING AN UNATTENDED CHILD IN A MOTOR VEHICLE UNLAWFUL, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

Representative Owens moves, seconded by Representative Grady, that the House adjourn, subject to the receipt of Committee Reports, to reconvene April 29 at 1:00 p.m.

The motion carries.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 690, A JOINT RESOLUTION HONORING FALLEN MEMBERS OF THE SALISBURY FIRE DEPARTMENT, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar. The original resolution is placed on the Unfavorable Calendar.

H.J.R. 1517, A JOINT RESOLUTION RECOGNIZING THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL MEN'S BASKETBALL TEAM FOR AN OUTSTANDING SEASON CULMINATING IN THE 2009 NCAA DIVISION I CHAMPIONSHIP, with a favorable report.

April 28, 2009

Pursuant to Rule 36(b), the resolution is placed on the Calendar of April 29.

The House stands adjourned at 4:57 p.m.

FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 29, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Tricia Ann Cotham:

"Gracious and loving God, the sun is out, the flowers are blooming, the sky is Carolina blue, spring has sprung. God, we ask You to help us to remember to treasure the simple and wonderful things in life. Remind us, God, to take time and smell the flowers and enjoy Your earth. In the midst of legislation, the budget and the crossover deadline that is quickly approaching, slow us down, God, and help us to remember to take care of ourselves and each other, so that we can care for Your people and our earth. When we become too stressed and too busy, slow us down, God, and provide comfort to us all.

"In Your name, we pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Blackwood, Carney, and Daughtry for today.

HONORARY PAGE

Serving as Honorary Page for today is Renee M. Ward.

ENROLLED BILLS

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

April 29, 2009

S.B. 327, AN ACT AMENDING THE CHARTER OF THE TOWN OF GATESVILLE TO EXTEND THE TERMS OF OFFICE FOR THE MAYOR AND MEMBERS OF THE BOARD OF COMMISSIONERS FROM TWO TO FOUR YEARS AND STAGGERING THOSE TERMS.

H.B. 63, AN ACT TO MODIFY THE OPTIONS FOR DISTRIBUTION OF THE LOCAL SALES TAXES IN ONSLOW COUNTY.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Dollar and Hughes:

H.B. 1556, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NC VETERINARY MEDICAL ASSOCIATION, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative Spear:

H.B. 1557, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FOR THE STATE'S RESOURCE CONSERVATION AND DEVELOPMENT COUNCILS, is referred to the Committee on Appropriations.

By Representatives Womble, Parmon, and Brown (Primary Sponsors); and Hughes:

H.B. 1558, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE WINSTON-SALEM URBAN LEAGUE, A NONPROFIT CORPORATION, TO BE USED TO ASSIST WITH THE COSTS OF VARIOUS UNIVERSITY SYSTEM PARTNERS THAT OPERATE CENTERS THAT PROVIDE COMMUNITY OUTREACH PROGRAMS IN THE STATE OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Allen and Gibson (Primary Sponsors); and Hughes:

H.B. 1559, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH AND COLLECT CERTAIN FEES UNDER THE

April 29, 2009

RADIATION PROTECTION ACT, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Coates and Cole, Vice Chairs, for the Committee on Transportation:

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORITY OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO LOCATE AND ACQUIRE RIGHT-OF-WAY FOR THE LOCATION, ABOVE OR BELOW GROUND, OF FIBER-OPTIC CABLE, with a favorable report.

Pursuant to Rule 38(b), the bill is re-referred to the Committee on Finance.

H.B. 1257, A BILL TO BE ENTITLED AN ACT TO MAKE OPERATION OF MEDIUM-SPEED VEHICLES ON PUBLIC STREETS OR HIGHWAYS WITH POSTED SPEED LIMITS LESS THAN THIRTY-FIVE MILES PER HOUR LAWFUL, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 1329, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE ALL STATUTES RELATED TO EXPUNCTION OF RECORDS IN ONE ARTICLE OF THE GENERAL STATUTES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1348, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON THE REGULATION

April 29, 2009

OF BEAUTY PAGEANTS FOR YOUTH UNDER THIRTEEN YEARS OF AGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1416, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH TO STUDY ISSUES RELATED TO CHILDREN OF INCARCERATED PARENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1449, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE JUVENILE CODE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

GUESTS

The Sergeant-at-Arms is recognized and announces the approach of The University of North Carolina at Chapel Hill Men's Basketball Team and their Escort Committee.

The University of North Carolina at Chapel Hill Men's Basketball Team and coaches are escorted to the Well of the House for the reading of **H.J.R. 1517**, A JOINT RESOLUTION RECOGNIZING THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL MEN'S BASKETBALL TEAM FOR AN OUTSTANDING SEASON CULMINATING IN THE 2009 NCAA DIVISION I CHAMPIONSHIP, which is before the Body.

The resolution passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

April 29, 2009

Athletic Director Dick Baddour and Coach Roy Williams make brief remarks.

Courtesies of the floor are extended to the following guests:

Staff: Roy Williams, Coach; Steve Robinson, CB McGrath, Jerod Albert Haase, and Eric Hoots.

Players: Tyler Hansbrough, Danny Green, Bobby Frasor, Michael Copeland, Marcus Ginyard, William Graves, Marc Campbell, Tywon Lawson, Wayne Ellington, Deon Thompson, Patrick Moody, JB Tanner, Jack Wooten, Tyler Zeller, Justin Watts, Ed Davis, and Larry Drew II.

Managers: Brandon Rhodes, Ryan Riedel, Zac Lagod, Molly Brenner, and Sean Stout.

Other Guests: Chris Hirth, Trainer; Dick Baddour, Athletic Director; Jonas Sahratian, Strength Trainer; Steve Kirschner, Sports Information Director; Wanda Williams, Coach Williams' wife; Jeff Camaratti, Photographer; and Dave Harder, Bus Driver.

The Sergeant-at-Arms escorts the guests from the Chamber.

CALENDAR

Action is taken on the following:

H.B. 870, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBER OF THE BOARD OF COMMISSIONERS OF STANLY COUNTY WHO SERVES AS A MEMBER OF THE STANLY COUNTY AIRPORT AUTHORITY SERVES AT THE PLEASURE OF THE BOARD OF COMMISSIONERS, TO PROVIDE THE SAME FOR THE CHAIRMAN OF THE STANLY COUNTY ECONOMIC DEVELOPMENT COMMISSION, AND TO ALLOW THE STANLY COUNTY BOARD OF COMMISSIONERS TO DESIGNATE AN ALTERNATE FOR BOTH THOSE POSITIONS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 799 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT INTERESTS IN A JOINT TENANCY WITH A RIGHT OF SURVIVORSHIP MAY BE HELD IN UNEQUAL SHARES, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

April 29, 2009

The bill passes its third reading and is ordered sent to the Senate.

H.B. 925 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SHARING OF CONFIDENTIAL INFORMATION AMONG AGENCIES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES IN ORDER TO CONDUCT QUALITY ASSESSMENT AND IMPROVEMENT ACTIVITIES AND COORDINATE APPROPRIATE AND EFFECTIVE CARE, TREATMENT, OR HABILITATION OF DHHS CLIENTS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1034 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTOMATIC DIALING AND RECORDED MESSAGE PLAYERS TO BE USED TO MAKE UNSOLICITED TELEPHONE CALLS TO PROTECT THE PUBLIC HEALTH, SAFETY, OR WELFARE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1314, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE INSURANCE COMMISSIONER'S ABILITY TO MONITOR THE FINANCIAL CONDITION OF INSURERS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1471, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS AND OTHER ENTITIES REGARDING THE JOINT USE OF THEIR FACILITIES FOR PHYSICAL ACTIVITY, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

April 29, 2009

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center • Raleigh, NC 27699-0301

Beverly Eaves Perdue
Governor

April 28, 2009

The Honorable Joe Hackney
Speaker of the House
North Carolina General Assembly
2307 Legislative Building
Raleigh, NC 27603

Dear Speaker Hackney:

Pursuant to North Carolina General Statute § 62-10(g), I hereby appoint Tonola D. Brown-Bland to serve as a member of the North Carolina Utilities Commission and submit her name for confirmation by the North Carolina General Assembly. Mrs. Brown-Bland's term shall begin upon her taking the oath of office as required by General Statute § 62-11, and, upon confirmation, will expire June 30, 2009. Upon the expiration of her current term, I hereby reappoint Mrs. Brown-Bland to an eight-year term that will begin July 1, 2009 and will expire June 30, 2017.

Mrs. Brown-Bland will fill the seat formally held by Howard W. Lee.

Enclosed is biographical information on this appointee. Please feel free to call on her or members of my staff if you need additional information.

With kindest regards, I remain

Sincerely,
S/ Bev Perdue

The Speaker refers the letter to the Committee on Public Utilities.

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center • Raleigh, NC 27699-0301

Beverly Eaves Perdue
Governor

April 28, 2009

April 29, 2009

The Honorable Joe Hackney
Speaker of the House
North Carolina General Assembly
2307 Legislative Building
Raleigh, NC 27603

Dear Speaker Hackney:

Pursuant to North Carolina General Statute § 62-10(g), I hereby appoint Lorinzo Joyner and Bryan Beatty to serve as members of the North Carolina Utilities Commission and submit their names for confirmation by the North Carolina General Assembly. Mrs. Joyner's and Mr. Beatty's term shall begin upon confirmation and will expire June 30, 2017.

Enclosed is biographical information on these appointees. Please feel free to call on them or members of my staff if you need additional information.

With kindest regards, I remain

Sincerely,
S/ Bev Perdue

The Speaker refers the letter to the Committee on Public Utilities.

RE-REFERRALS

On motion of Representative Owens, the serial referral for **H.B. 59**, A BILL TO BE ENTITLED AN ACT EXPANDING PERMITTED USES OF 911 FUNDS IN FRANKLIN COUNTY, is changed from the Committee on Ways and Means/Broadband Connectivity to the Committee on Public Utilities.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 688**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF JAMESTOWN, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Judiciary II. The serial referral to the Committee on Finance remains the same.

Representative Owens moves, seconded by Representative Dockham, that the House adjourn, subject to the receipt of Committee Reports and the receipt of Messages from the Senate, to reconvene April 30 at 1:00 p.m.

The motion carries.

April 29, 2009

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1100, A JOINT RESOLUTION DECLARING THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL MEN'S BASKETBALL TEAM A NORTH CAROLINA INSTITUTION AND CONGRATULATING THEM ON SIGNIFICANT ACCOMPLISHMENTS RESULTING IN THE 2009 NCAA DIVISION I CHAMPIONSHIP, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Williams, Chair, for the Committee on Wildlife Resources:

S.B. 499 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION IN EDGECOMBE COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 1530, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO RESCIND AN ADVANCED GENERAL REAPPRAISAL OF PROPERTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

H.B. 642, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE

April 29, 2009

RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 766 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AFTER THE COMPLETION OF FIFTEEN YEARS OF SERVICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 816, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE SPECIAL SEPARATION ALLOWANCE PROVIDED TO LAW ENFORCEMENT OFFICERS UNDER THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 934, A BILL TO BE ENTITLED AN ACT TO ADDRESS COST-OF-LIVING ADJUSTMENTS FOR RETIREES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1221 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF STATE PERSONNEL, DEPARTMENT OF PUBLIC INSTRUCTION, NORTH CAROLINA COMMUNITY COLLEGES, AND THE UNIVERSITY OF NORTH CAROLINA TO DEVELOP AN EMPLOYEE BENEFITS STATEMENT THAT REFLECTS THE CURRENT VALUE OF EMPLOYEE BENEFITS PROVIDED TO STATE, PUBLIC SCHOOL, AND COMMUNITY COLLEGE EMPLOYEES, with a favorable report.

April 29, 2009

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET PROVISION OF THE ACT THAT STRENGTHENED THE AUTHORITY OF THE STATE VETERINARIAN TO PREVENT AND CONTROL AN OUTBREAK OF FOOT-AND-MOUTH DISEASE AND OTHER FOREIGN ANIMAL DISEASES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1103, A BILL TO BE ENTITLED AN ACT TO UPDATE THE SEED LAW AND TO INCREASE FEES FOR SEED DEALER LICENSES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO ENABLE COMPANY POLICE AGENCIES OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO ENTER INTO MUTUAL AID AGREEMENTS WITH OTHER LAW ENFORCEMENT AGENCIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1175, A BILL TO BE ENTITLED AN ACT TO UPDATE THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITTING REQUIREMENTS FOR CONFINED ANIMAL FEEDING OPERATIONS (CAFOS), with a favorable report and recommendation that the bill be re-referred to the Committee on Environment and Natural Resources.

The bill is re-referred to the Committee on Environment and Natural Resources.

H.B. 1513, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR NORTH CAROLINA STATE UNIVERSITY TO USE TO EXPAND THE LABORATORY SPACE, DEVELOPMENT, AND SCOPE OF THE VERNON G. JAMES RESEARCH AND

April 29, 2009

EXTENSION CENTER AND TO FUND RESEARCH AND SUPPORT ADDITIONAL STAFF POSITIONS AT THE CENTER, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 1333, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RIVERS DRAINING INTO THE COASTAL SOUNDS AND THENCE INTO THE ATLANTIC OCEAN BETWEEN LITTLE RIVER INLET AND THE MOUTH OF THE CAPE FEAR RIVER BE CONSIDERED A PART OF THE CAPE FEAR RIVER BASIN FOR PURPOSES OF REGULATION UNDER PART 2A OF ARTICLE 21 OF CHAPTER 143 OF THE GENERAL STATUTES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The serial referral to the Committee on Finance is stricken.

The committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The original bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 81 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NOTICE OF SPECIAL AND EMERGENCY MEETINGS UNDER THE OPEN MEETINGS ACT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 563 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWNS OF COLUMBIA AND EDENTON MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with a favorable report.

April 29, 2009

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 566, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MONROE TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR THE CHARLOTTE-MONROE EXECUTIVE AIRPORT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 646, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF BRIDGETON, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 758, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF APEX, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 841, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA GENERAL STATUTES TO ALLOW THE STATE TO TAKE FULL ADVANTAGE OF FEDERAL ECONOMIC STIMULUS LEGISLATION ALSO KNOWN AS THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRTA), with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 986, A BILL TO BE ENTITLED AN ACT AMENDING THE DESCRIPTION OF A RIGHT-OF-WAY THAT THE TOWN OF SPENCER WAS PREVIOUSLY AUTHORIZED TO ANNEX BY ORDINANCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 30. The original bill is placed on the Unfavorable Calendar.

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H.B. 991, A BILL TO BE ENTITLED AN ACT RELATING TO THE AUTHORITY OF MONTGOMERY COUNTY TO COLLECT MONEY OWED TO THE COUNTY FOR WATER SYSTEM FEES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1000, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE COUNTIES OF ALLEGHANY AND SURRY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

S.B. 214, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF EASTOVER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 1399, A BILL TO BE ENTITLED AN ACT TO ESTABLISH COMPLIANCE AND ENFORCEMENT REQUIREMENTS FOR HOLDERS OF GROUNDWATER WITHDRAWAL PERMITS IN CERTAIN CAPACITY USE AREAS, reported without prejudice as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The original bill is placed on the Unfavorable Calendar.

By Representative Holliman, Chair, for the Committee on Financial Institutions:

S.B. 668 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A BANK TO PAY DIVIDENDS ON CERTAIN PREFERRED SHARES ISSUED TO THE UNITED STATES TREASURY AND TO ISSUE AND PAY DIVIDENDS ON PREFERRED SHARES TO RE-CAPITALIZE ITSELF, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

April 29, 2009

The bill is re-referred to the Committee on Judiciary II.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 1121, A BILL TO BE ENTITLED AN ACT TO CREATE AN INTERAGENCY COMMISSION ON ACTIVE LIVING COMMUNITIES FOR THE DEVELOPMENT OF ACTIVE, LIVABLE SCHOOL AND COMMUNITY ENVIRONMENTS, AS RECOMMENDED BY THE NORTH CAROLINA TASK FORCE ON PREVENTING CHILDHOOD OBESITY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 1079 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO ACQUIRE ONLY NEW PASSENGER MOTOR VEHICLES THAT HAVE A FUEL ECONOMY THAT IS IN THE TOP FIFTEEN PERCENT OF THAT CLASS OF COMPARABLE AUTOMOBILES, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 30. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1112, A BILL TO BE ENTITLED AN ACT AMENDING BIRTH REGISTRATION REQUIREMENTS TO ALLOW A CHILD'S PUTATIVE FATHER TO BE ENTERED ON THE BIRTH CERTIFICATE OF THE CHILD IF THE MOTHER HAS BEEN LIVING SEPARATE AND APART FROM HER HUSBAND AT THE TIME OF THE CHILD'S CONCEPTION, OR BETWEEN CONCEPTION AND BIRTH, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

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H.B. 1191, A BILL TO BE ENTITLED AN ACT TO PROTECT OWNERS OF ABANDONED PROPERTY BY REGULATING PROPERTY FINDERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1271, A BILL TO BE ENTITLED AN ACT TO CLARIFY AUTHORITY OF THE SOCIAL SERVICES COMMISSION IN SETTING QUALIFICATIONS FOR STAFF OF RESIDENTIAL CHILD CARE AGENCIES, RESIDENTIAL MATERNITY CARE AGENCIES, AND CHILD PLACING AGENCIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 403, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FREMONT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 633, A BILL TO BE ENTITLED AN ACT RELATING TO THE MANNER OF ELECTION AND ORGANIZATION OF THE BOARD OF COMMISSIONERS OF YANCEY COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

The bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

H.B. 1010, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO REGARDING APPOINTMENT OF THE CITY ATTORNEY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 1093, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN HOUSING AUTHORITIES TO PROVIDE HOUSING FOR

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MODERATE-INCOME PERSONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 381 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE POWERS OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 878, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HEALTH AND HUMAN SERVICES TO IDENTIFY PROGRAMS FOR AIDING IN THE RECOVERY AND REHABILITATION OF EMS PERSONNEL WITH CHEMICAL ADDICTION OR ABUSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Health.

The bill is re-referred to the Committee on Health.

H.B. 1124, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE COMPENSATION FOR CERTAIN SEVERELY DISABLED VETERANS DISCHARGED FOR ACTS OR OMISSIONS ATTRIBUTED TO A SERVICE-CONNECTED DISABILITY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 1210, A BILL TO BE ENTITLED AN ACT TO FACILITATE OBTAINING FEDERAL WAIVERS THAT ARE NECESSARY TO ENSURE ADEQUATE GASOLINE SUPPLIES THROUGHOUT THE STATE; TO ALLOW THE GOVERNOR TO ENABLE BUSINESSES THAT SELL ITEMS CONSUMED OR USED TO SUSTAIN LIFE, HEALTH, SAFETY, OR ECONOMIC WELL-BEING TO BE EXEMPT FROM LOCAL CURFEWS; AND TO MAKE VARIOUS OTHER CHANGES THAT WILL

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FACILITATE POPULACE ACCESS TO EMERGENCY SUPPLIES AND SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative Harrell, Chair, for the Committee on Science and Technology:

H.B. 1282, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY TO STUDY THE FEASIBILITY OF CREATING AN AUTOMATED PAWN TRANSACTION DATABASE SYSTEM AS PART OF THE CRIMINAL JUSTICE INFORMATION SYSTEM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1331, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAKE AVAILABLE TO THE PUBLIC, AND TO ENCOURAGE HEALTH CARE PROFESSIONALS TO MAKE AVAILABLE TO PREGNANT PATIENTS, EDUCATIONAL INFORMATION REGARDING UMBILICAL CORD STEM CELLS AND UMBILICAL CORD BLOOD BANKING, with a favorable report and recommendation that the bill be re-referred to the Committee on Health.

The bill is re-referred to the Committee on Health.

H.B. 1438, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PILOT PROGRAM TO DETERMINE THE EFFECTIVENESS OF USING VIDEOCONFERENCE TECHNOLOGY TO CONDUCT COURT PROCEEDINGS, OTHER THAN TRIALS, INVOLVING PERSONS IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION AND IN LOCAL CONFINEMENT FACILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

The House stands adjourned at 2:45 p.m.

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FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 30, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Gene W. Moore, Emergency Chaplain, Swift Creek Fire Department, Wake County:

"Into our crowded and busy lives, Creator God, we invite Your presence, as we come to Honor and Remember Salisbury Fire Department and Millers Creek Fire Department Firefighters, Victor Anthony Isler and Justin Edward Monroe, for their uncompromising dedication to serve others of their communities. As we open this Session of the Legislature of the Great State of North Carolina, may we each grasp a renewed passion to serve those needing care, to bring Hope in the mist of crisis and chaos, and the passion to provide the service as was given by firefighters, Victor and Justin. They demonstrated giving their all to provide emergency help and hope while saving lives and property.

"Each day firefighters from the mountains to the sea coast of our State run toward danger, willingly placing their lives in harm's way each time the fire house alarm sounds to call them to duty in meeting the needs of every citizen...rich or poor, employed or jobless, young or old, without discrimination.

"As we pray in remembering these firefighters, we also pray for all 10 North Carolina firefighters killed in the line of duty during 2008. We know when Your children are disquieted with feelings of hopelessness, You breathe hope and resurrection into their lives. Help their families seeking peace and hope after their tragic loss of their loved ones. In the midst of these troubled and downcast hearts, we ask You to surround them with your abiding love and care to bring a renewed life. On this Saturday, our State will be 'Honoring the Sacrifice' of the 10 firefighters who died last year in the line of duty and for all fallen firefighters in the history of our Great State. During these days when we honor and remember these Fallen Heroes, may we be committed to provide the prayers and support these dedicated workers need and deserve.

"We ask for wisdom and guidance as this governing Body deliberates the business of our State...let the silence of the forest, the whisper of the brook, and the song and sounds of nature speak to us with hope and peace. Amen."

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Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brisson, Carney, Daughtry, and Holliman for today.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 327, AN ACT AMENDING THE CHARTER OF THE TOWN OF GATESVILLE TO EXTEND THE TERMS OF OFFICE FOR THE MAYOR AND MEMBERS OF THE BOARD OF COMMISSIONERS FROM TWO TO FOUR YEARS AND STAGGERING THOSE TERMS. (S.L. 2009-17)

H.B. 63, AN ACT TO MODIFY THE OPTIONS FOR DISTRIBUTION OF THE LOCAL SALES TAXES IN ONSLOW COUNTY. (S.L. 2009-18)

CALENDAR

Action is taken on the following:

H.B. 646, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF BRIDGETON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

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Voting in the negative: None.

Excused absences: Representatives Brisson, Carney, Daughtry, and Holliman - 4.

H.B. 758, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF APEX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Brisson, Carney, Daughtry, and Holliman - 4.

H.B. 986 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE DESCRIPTION OF A RIGHT-OF-WAY THAT THE TOWN OF SPENCER WAS PREVIOUSLY AUTHORIZED TO ANNEX BY ORDINANCE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus,

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Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Brisson, Carney, Daughtry, and Holliman - 4.

H.B. 563 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWNS OF COLUMBIA AND EDENTON MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 566, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MONROE TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR THE CHARLOTTE-MONROE EXECUTIVE AIRPORT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1000, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE COUNTIES OF ALLEGHANY AND SURRY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1010, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO REGARDING APPOINTMENT OF THE CITY ATTORNEY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

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H.J.R. 690 (Committee Substitute), A JOINT RESOLUTION HONORING FALLEN MEMBERS OF THE SALISBURY FIRE DEPARTMENT, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 760, A BILL TO BE ENTITLED AN ACT TO EXEMPT PESTICIDE CONTAINERS FROM THE PROHIBITION ON DISPOSAL OF RIGID PLASTIC CONTAINERS IN LANDFILLS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S.J.R. 1097, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF BEAUFORT ON THE TOWN'S THREE HUNDREDTH ANNIVERSARY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

S.J.R. 1098, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WADE EDWARD BROWN, FORMER MEMBER OF THE GENERAL ASSEMBLY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

Representative Frye requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-0).

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The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

H.B. 766 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AFTER THE COMPLETION OF FIFTEEN YEARS OF SERVICE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 896, A BILL TO BE ENTITLED AN ACT TO UPDATE THE CANCER COMPENDIA STATUTE TO REFLECT NEW COMPENDIA THAT ARE AVAILABLE, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 900 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ANNUALLY REVIEW NUTRITION STANDARDS FOR FOODS AND BEVERAGES ADMINISTERED BY THE DEPARTMENT OF PUBLIC INSTRUCTION AND CHILD NUTRITION PROGRAMS OF LOCAL SCHOOL ADMINISTRATIVE UNITS AND TO REQUIRE OTHER FOOD SALE OPERATIONS ON THE SCHOOL CAMPUS DURING THE INSTRUCTIONAL DAY TO MEET CERTAIN STANDARDS BY THE 2010 SCHOOL YEAR.

Representative Insko offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (106-9).

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Representative Holloway objects to the third reading. The bill remains on the Calendar.

H.B. 1079 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO GIVE PREFERENCE TO NEW PASSENGER MOTOR VEHICLES THAT HAVE A FUEL ECONOMY THAT IS IN THE TOP FIFTEEN PERCENT OF THAT CLASS OF COMPARABLE AUTOMOBILES FOR PASSENGER MOTOR VEHICLES PURCHASED BY THE STATE, passes its second reading by electronic vote (60-55).

Representative Allred objects to the third reading. The bill remains on the Calendar.

H.B. 1221 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF STATE PERSONNEL, DEPARTMENT OF PUBLIC INSTRUCTION, NORTH CAROLINA COMMUNITY COLLEGES, AND THE UNIVERSITY OF NORTH CAROLINA TO DEVELOP AN EMPLOYEE BENEFITS STATEMENT THAT REFLECTS THE CURRENT VALUE OF EMPLOYEE BENEFITS PROVIDED TO STATE, PUBLIC SCHOOL, AND COMMUNITY COLLEGE EMPLOYEES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 114 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING PLACES OF WORSHIP OWNED AND OPERATED BY RELIGIOUS INSTITUTIONS FROM CERTAIN PROVISIONS OF THE NORTH CAROLINA STATE BUILDING CODE RELATING TO LIMITED USE AND LIMITED ACCESS ELEVATORS AND TO REQUIRE THE ADOPTION OF RULES UNDER THE ELEVATOR SAFETY ACT OF NORTH CAROLINA PROVIDING FOR THE PROMINENT DISPLAY OF IDENTIFYING NUMBERS IN ELEVATORS TO FACILITATE THE EXTRICATION OF PASSENGERS FROM MALFUNCTIONING ELEVATORS, passes its second reading by electronic vote (115-0).

Representative Ross objects to the third reading. The bill remains on the Calendar.

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Representative Owens moves, seconded by Representative Haire, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, and the receipt of Messages from the Senate, to reconvene Monday, May 4, 2009 at 7:00 p.m.

The motion carries.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Blust, Cleveland, Current, and Setzer (Primary Sponsors); Avila, Boles, Brown, Burr, Burris-Floyd, Dockham, Folwell, Frye, Gillespie, Guice, Gulley, Hilton, Holloway, Hurley, Killian, Langdon, Lewis, McElraft, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Starnes, Steen, Stevens, Tillis, West, and Wiley:

H.J.R. 1560, A JOINT RESOLUTION REJECTING UNFAIR ATTACKS AND EXPRESSING PRIDE IN THE UNITED STATES OF AMERICA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McGee, Killian, Folwell, and Spear (Primary Sponsors); Blackwell, Blust, Braxton, Brisson, Brown, Burris-Floyd, Cleveland, Frye, Hurley, Johnson, Martin, McComas, McCormick, McElraft, Moore, Randleman, Rapp, Samuelson, Setzer, Stam, Starnes, R. Warren, West, and Wray:

H.B. 1561, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A MOTOR-CYCLE PLATE FOR PURPLE HEART RECIPIENTS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Yongue, Tolson, Johnson, and Lucas (Primary Sponsors); Wainwright and Wray:

H.B. 1562, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY COLLEGE TRUSTEE TRAINING, is referred to the Committee on Appropriations.

By Representatives Jones, Adams, and Jeffus (Primary Sponsors):

H.B. 1563, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF GREENSBORO TO PROVIDE FUNDS FOR A BUSINESS INCUBATOR TO BE LOCATED ON OR NEAR THE

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JOINT SCHOOL OF NANOSCIENCE AND NANOENGINEERING AT THE CAMPUS OF GATEWAY UNIVERSITY RESEARCH PARK, is referred to the Committee on Appropriations.

By Representatives Jones, Adams, Jeffus, and Harrison (Primary Sponsors); Wainwright and Wray:

H.B. 1564, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING TO THE CITY OF GREENSBORO TO ESTABLISH JOB TRAINING SERVICES FOCUSING ON THE NEEDS OF THE HOMELESS AND EX-OFFENDER POPULATIONS, is referred to the Committee on Appropriations.

By Representatives Jones, Adams, and Jeffus (Primary Sponsors):

H.B. 1565, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY'S ENGINEERING RESEARCH CENTER TO SERVE AS MATCHING FUNDS FOR A GRANT FROM THE NATIONAL SCIENCE FOUNDATION, is referred to the Committee on Appropriations.

By Representative Allred:

H.B. 1566, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY AND ADVISABILITY OF PROVIDING A TAX CREDIT FOR THE INSTALLATION OF INNOVATIVE, LOW IMPACT DEVELOPMENT STORMWATER MANAGEMENT SYSTEMS, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representative Allred:

H.B. 1567, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR THE INSTALLATION OF INNOVATIVE STORMWATER MANAGEMENT SYSTEMS, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Finance.

By Representative Allred:

H.B. 1568, A BILL TO BE ENTITLED AN ACT TO PUBLISH DELINQUENT TAX NOTICES IN THE NAME OF ESCROW AGENTS RATHER THAN PROPERTY OWNERS WHEN A PROPERTY OWNER

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SHOWS SUFFICIENT EVIDENCE OF HAVING PAID THE TAXES TO AN ESCROW AGENT, is referred to the Committee on Local Government II and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 354 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADOPT A POLICY ALLOWING A CERTAIN INCOME DISREGARD UNDER THE MEDICAID PROGRAM, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

S.B. 863 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PURCHASE OF CREDITABLE SERVICE BY MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR CERTAIN PERIODS OF NONQUALIFIED EMPLOYMENT, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Pensions and Retirement.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 316 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CHARTER SCHOOLS TO GIVE PRIORITY FOR ADMISSION TO THE TWIN OR OTHER MULTIPLES OF ANY STUDENT ASSIGNED TO A CHARTER SCHOOL, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 4. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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By Representatives Cotham and Parmon, Chairs, for the Education Subcommittee on Pre-School, Elementary and Secondary Education, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 285, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARY OF SUBSTITUTE TEACHERS WHO ARE CERTIFIED TEACHERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 717, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE CONSOLIDATION OF THE GENERAL STATUTES AND ADMINISTRATIVE RULES PERTAINING TO HIGH SCHOOL PROGRAMS OFFERED AT COMMUNITY COLLEGES, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar and Operations of the House.

H.B. 1032, A BILL TO BE ENTITLED AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE PUBLIC SCHOOLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 4. The original bill is placed on the Unfavorable Calendar.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 421, A BILL TO BE ENTITLED AN ACT TO REQUIRE DISTRICT ATTORNEYS TO RELEASE INVESTIGATION RESULTS TO LOCAL LAW ENFORCEMENT INTERNAL AFFAIRS OR ITS EQUIVALENT, THE DECEDENT'S NEXT OF KIN, AND THE PRESS, AND TO EXPAND THE LIST OF TACTICAL WEAPONS THAT, WHEN USED BY A LAW ENFORCEMENT OFFICER WITH SUFFICIENT FORCE, CAUSE DEATH, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

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The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 787, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR ALTERING, DESTROYING, OR REMOVING THE PERMANENT SERIAL NUMBER OF A FIREARM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1110, A BILL TO BE ENTITLED AN ACT TO CLARIFY PROCEDURES IN CIVIL ACTIONS FOR ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1332, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF FELONIOUS AFFRAY WITH THE USE OF A DEADLY WEAPON RESULTING IN DEATH OR SERIOUS BODILY INJURY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1334, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF HOME INVASION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representatives Hall, Chairs, for the Committee on Homeland Security, Military, and Veterans Affairs:

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H.B. 912, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE STATE AND LOCAL GOVERNMENT TO USE MILITARY VETERAN CONTRACTORS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

H.B. 1094, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CERTAIN SPECIAL PLATES THAT ARE AVAILABLE TO MILITARY VETERANS ARE ISSUED ONLY TO APPROPRIATE APPLICANTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Transportation.

The committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

H.B. 1143, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE ALL MILITARY WARTIME VETERAN SPECIAL PLATES BASED ON DEFINED PERIODS OF WAR, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Transportation.

The committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 746, A BILL TO BE ENTITLED AN ACT AMENDING THE LICENSED PROFESSIONAL COUNSELORS ACT AND AUTHORIZING THE NORTH CAROLINA BOARD OF LICENSED PROFESSIONAL COUNSELORS TO INCREASE CERTAIN FEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

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By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 1063, A BILL TO BE ENTITLED AN ACT TO AMEND THE RABIES LAWS TO CONFORM WITH RECOMMENDATIONS FROM THE CENTERS FOR DISEASE CONTROL AND THE NATIONAL ASSOCIATION OF STATE PUBLIC HEALTH VETERINARIANS AND TO ALLOW A STRAY OR FERAL ANIMAL TO BE IMMEDIATELY EUTHANIZED AND TESTED FOR RABIES IF THE ANIMAL BITES A HUMAN, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health.

The committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar.

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 1118, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE WILD BOAR HUNTING SEASON AND THE HARVESTING OF FERAL SWINE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 4. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WARRENTON TO DECLARE RESIDENTIAL AND NON-RESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING THOSE BUILDINGS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 867, A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWN OF WARRENTON, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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H.B. 973, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF GOLF CARTS IN THE COMMUNITY OF DEEP RUN, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Coates and Cole, Vice Chairs, for the Committee on Transportation:

H.B. 608, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A TITLE BE PROVIDED BY A SELLER FOR A TRANSACTION WITH A SECONDARY METALS RECYCLER OR A SALVAGE YARD AND TO AMEND A TITLE FOR A MOTOR VEHICLE IN HAND BEFORE THE VEHICLE MAY BE SOLD TO A SECONDARY METALS RECYCLER OR A SALVAGE YARD, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Brubaker, Vice Chair, for the Committee on Financial Institutions:

H.B. 1523, A BILL TO BE ENTITLED AN ACT TO REWRITE THE NORTH CAROLINA MORTGAGE LENDING ACT IN ORDER TO CONFORM TO THE REQUIREMENTS OF FEDERAL LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

H.B. 556, A BILL TO BE ENTITLED AN ACT TO ENACT THE TREASURER'S GOVERNANCE AND TRANSPARENCY ACT OF 2009, with a favorable report as to the committee substitute bill, unfavorable as to

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the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1507, A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 806, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT NOTICE OF A CLAIM OF LIEN FOR ASSESSMENTS FILED BY A HOMEOWNERS ASSOCIATION BE SERVED ON THE LOT OWNER IN THE SAME MANNER AS SERVICE OF A SUMMONS IN A CIVIL ACTION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1027, A BILL TO BE ENTITLED AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES FOR PREPAID WIRELESS TELEPHONE SERVICE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1057, A BILL TO BE ENTITLED AN ACT TO ABOLISH DEFICIENCY JUDGMENTS WHERE THE MORTGAGE IS SECURED BY PRIMARY RESIDENCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

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The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1356, A BILL TO BE ENTITLED AN ACT TO ENACT THE COMMERCIAL REAL ESTATE BROKER LIEN ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 1514, A BILL TO BE ENTITLED AN ACT TO EXPAND ECONOMICALLY DISTRESSED COUNTIES TO INCLUDE ALL TIER ONE AND TIER TWO COUNTIES AND TO INCREASE THE MAXIMUM EXPENDITURE OF FUNDS FROM THE INDUSTRIAL DEVELOPMENT FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1516, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO AND EXTEND THE SUNSET OF THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO CLARIFY LAWS PERTAINING TO CIVIL ACTIONS ON BEHALF OF AN INCOMPETENT SPOUSE AS RELATED TO DIVORCE PROCEEDINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 4.

H.B. 1171, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT LAW STUDENT EXTERNS AT THE GENERAL ASSEMBLY ARE SUBJECT TO LEGISLATIVE CONFIDENTIALITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 4.

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H.B. 1476, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A CLAIMANT AGAINST AN ENTITY PROTECTED BY GOVERNMENTAL IMMUNITY HAS AN ADEQUATE REMEDY AT LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 4.

By Representative Love, Chair, for the Education Subcommittee on Community Colleges, with approval of standing committee Chairs for reports to be made directly to the floor of the House:

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AMEND THE UMSTEAD ACT TO PERMIT FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE TO PROPERLY TAKE ADVANTAGE OF CERTAIN INNOVATIVE TECHNOLOGIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

H.B. 808, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY STRATEGIES FOR MAKING THE CONSTRUCTION PROCESS FOR COMMUNITY COLLEGE FACILITIES MORE EFFICIENT, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 748, A BILL TO BE ENTITLED AN ACT TO FORBID COUNTY BOARDS OF ELECTIONS FROM DESIGNATING EARLY VOTING SITES IN NONPUBLIC BUILDINGS THAT DO NOT ALLOW ELECTIONEERING, EXCEPT THAT ELECTIONEERING MAY BE RESTRICTED TO ONE OR MORE LOCATIONS ON THE PROPERTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 4.

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H.B. 908 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT OF POLITICAL AND COMMERCIAL EXPRESSION AROUND A VOTING PLACE; TO CLARIFY THAT SEVENTEEN-YEAR-OLDS MAY REGISTER AT EARLY VOTING SITES UNDER THE SAME CONDITIONS THEY MAY REGISTER ELSEWHERE AND TO MAKE RELATED TECHNICAL CHANGES; TO PROHIBIT THE AWARDING OF ATTORNEYS' FEES AGAINST THE STATE BOARD OF ELECTIONS IN ELECTION PROTEST CASES; AND TO COMPLETE THE BURDEN OF PROOF PROVISIONS IN THE CANDIDATE-CHALLENGE STATUTE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 4.

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO EXEMPT REFERENCES TO UNOPPOSED CANDIDATES AND OTHER COMMERCIAL COMMUNICATIONS FROM THE ELECTIONEERING COMMUNICATION LAWS AND CANDIDATE-SPECIFIC COMMUNICATION LAWS; AND TO MAKE TECHNICAL CHANGES TO THE LAWS CONCERNING ELECTIONEERING COMMUNICATIONS AND CANDIDATE-SPECIFIC COMMUNICATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 4.

The House stands adjourned at 3:05 p.m.

FIFTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 4, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"Throughout history, the world has been faced with menacing and difficult times. Wars, economic down turns, pestilence, famine and disease are but a few of these that this planet has faced in its time. The current pandemic of the swine flu is yet another menace to take its place among the

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plagues of history. Grant Your grace to those who are searching for a cure. Open the eyes of science to help discover new ways to curb its spread. Offer healing and comfort to those who are dealing with it in ways we cannot comprehend. Collectively, as elected leaders of this State, empower us to do our part and to support the institutions that seek to protect our people. Grant us Thy tender mercy, we pray. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Blue, Carney, Johnson, and Wray for today.

ENROLLED BILLS

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1097, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF BEAUFORT ON THE TOWN'S THREE HUNDREDTH ANNIVERSARY. (RESOLUTION 2009-12)

S.J.R. 1098, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WADE EDWARD BROWN, FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 2009-13)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 452, AN ACT TO MAKE STATEWIDE A LOCAL ACT AUTHORIZING MUNICIPALITIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF ITS OVERGROWN VEGETATION ORDINANCES. (S.L. 2009-19)

H.B. 613, AN ACT PROVIDING THAT CONSENT OF THE STATE IS NOT GRANTED TO THE UNITED STATES FOR ACQUISITION OF LAND FOR AN OUTLYING LANDING FIELD IN A COUNTY OR COUNTIES WHICH HAVE NO EXISTING MILITARY BASE AT WHICH AIRCRAFT SQUADRONS ARE STATIONED. (S.L. 2009-20)

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Johnson and Barnhart (Primary Sponsors); and Steen:

H.B. 1569, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO HELP SUPPORT AND ASSIST WITH OPERATING EXPENSES OF THE NORTH CAROLINA RESEARCH CAMPUS AT KANNAPOLIS, is referred to the Committee on Appropriations.

By Representative Haire:

H.B. 1570, A BILL TO BE ENTITLED AN ACT TO AMEND THE ALLOCATION AMONG LOCAL GOVERNMENTS OF THE TENNESSEE VALLEY AUTHORITY PAYMENT IN LIEU OF TAXES, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 458 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING AN APPLICANT FOR LICENSURE AS A BAIL BONDSMAN OR RUNNER TO HAVE OBTAINED A HIGH SCHOOL DIPLOMA OR ITS EQUIVALENT AND TO PROHIBIT A PERSON FROM BEING LICENSED IF THE PERSON IS CONVICTED OF A MISDEMEANOR DRUG VIOLATION, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

S.B. 636 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS IN THE WATER RESOURCES DEVELOPMENT PROGRAM MAY BE AWARDED TO A LOCAL GOVERNMENT FOR NUISANCE ABATEMENT COSTS THAT THE LOCAL GOVERNMENT CANNOT RECOVER FROM THE OWNER OF THE NUISANCE STRUCTURE AND TO PROVIDE FOR A STUDY OF MEASURES TO MITIGATE THE IMPACT OF EROSION-THREATENED STRUCTURES ON THE PUBLIC BEACH, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Appropriations.

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S.B. 647 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO CERTIFIED PUBLIC ACCOUNTANTS AND ALLOWING PUBLIC ACCOUNTANTS CERTIFIED OR LICENSED OUTSIDE THIS STATE TO PRACTICE IN THIS STATE UNDER CERTAIN CIRCUMSTANCES, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

S.B. 691, A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN TAX INFORMATION OF LOCAL GOVERNMENTS TO THE DEPARTMENT OF STATE TREASURER, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

S.B. 703, A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER, is read the first time and referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

S.B. 750 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT TRANSFERS OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE NORTH CAROLINA TURNPIKE AUTHORITY TO BE USED FOR DEBT SERVICE ON BONDS ISSUED TO BUILD TURNPIKE PROJECTS FROM THE EQUITY FORMULA AND TO ENABLE THE TURNPIKE AUTHORITY TO ISSUE REFUNDING BONDS THAT ENABLE THE RESTRUCTURING AND EXTENSION OF BONDED INDEBTEDNESS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 780 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND COVERAGE UNDER THE INSURANCE GUARANTY ASSOCIATION WITH RESPECT TO STRUCTURED SETTLEMENT ANNUITIES FOR MATTERS INVOLVING PERSONAL INJURY OR ILLNESS, is read the first time and referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary III.

S.B. 953 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE TIME PERIOD TENANTS OF RESIDENTIAL PROPERTY SOLD UNDER POWER OF SALE MUST BE GIVEN NOTICE PRIOR TO AN ORDER FOR POSSESSION, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

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CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

H.J.R. 343, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROSCOE JACOBS, SR., FORMER CHIEF OF THE WACCAMAW SIOUAN TRIBE, is moved up on today's Calendar.

The resolution passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 646, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF BRIDGETON, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, and Yongue - 113.

Voting in the negative: Representative Stevens.

Excused absences: Representatives Blue, Carney, Johnson, and Wray - 4.

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H.B. 758, A BILL TO BE ENTITLED AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF APEX, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, and Yongue - 114.

Voting in the negative: None.

Excused absences: Representatives Blue, Carney, Johnson, and Wray - 4.

H.B. 986 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE DESCRIPTION OF A RIGHT-OF-WAY THAT THE TOWN OF SPENCER WAS PREVIOUSLY AUTHORIZED TO ANNEX BY ORDINANCE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, and Yongue - 115.

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Voting in the negative: None.

Excused absences: Representatives Blue, Carney, Johnson, and Wray - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 214, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF EASTOVER, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Blue, Carney, Johnson, and Wray - 4.

H.B. 748, A BILL TO BE ENTITLED AN ACT TO FORBID COUNTY BOARDS OF ELECTIONS FROM DESIGNATING EARLY VOTING SITES IN NONPUBLIC BUILDINGS THAT DO NOT ALLOW ELECTIONEERING, EXCEPT THAT ELECTIONEERING MAY BE RESTRICTED TO ONE OR MORE LOCATIONS ON THE PROPERTY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

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H.B. 991, A BILL TO BE ENTITLED AN ACT RELATING TO THE AUTHORITY OF MONTGOMERY COUNTY TO COLLECT MONEY OWED TO THE COUNTY FOR WATER SYSTEM FEES, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 499 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION IN EDGEcombe COUNTY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 900 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ANNUALLY REVIEW NUTRITION STANDARDS FOR FOODS AND BEVERAGES ADMINISTERED BY THE DEPARTMENT OF PUBLIC INSTRUCTION AND CHILD NUTRITION PROGRAMS OF LOCAL SCHOOL ADMINISTRATIVE UNITS AND TO REQUIRE OTHER FOOD SALE OPERATIONS ON THE SCHOOL CAMPUS DURING THE INSTRUCTIONAL DAY TO MEET CERTAIN STANDARDS BY THE 2010 SCHOOL YEAR.

Representative Holloway offers Amendment No. 2 which is adopted by electronic vote (115-0).

The bill, as amended, passes its third reading, by electronic vote (109-4), and is ordered engrossed and sent to the Senate.

H.B. 1079 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO GIVE PREFERENCE TO NEW PASSENGER MOTOR VEHICLES THAT HAVE A FUEL ECONOMY THAT IS IN THE TOP FIFTEEN PERCENT OF THAT CLASS OF COMPARABLE AUTOMOBILES FOR PASSENGER MOTOR VEHICLES PURCHASED BY THE STATE, passes its third reading, by electronic vote (66-49), and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

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S.B. 114 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING PLACES OF WORSHIP OWNED AND OPERATED BY RELIGIOUS INSTITUTIONS FROM CERTAIN PROVISIONS OF THE NORTH CAROLINA STATE BUILDING CODE RELATING TO LIMITED USE AND LIMITED ACCESS ELEVATORS AND TO REQUIRE THE ADOPTION OF RULES UNDER THE ELEVATOR SAFETY ACT OF NORTH CAROLINA PROVIDING FOR THE PROMINENT DISPLAY OF IDENTIFYING NUMBERS IN ELEVATORS TO FACILITATE THE EXTRICATION OF PASSENGERS FROM MALFUNCTIONING ELEVATORS.

On motion of Representative Neumann and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 81 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE NOTICE OF SPECIAL AND EMERGENCY MEETINGS UNDER THE OPEN MEETINGS ACT, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 316 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING CHARTER SCHOOLS TO GIVE PRIORITY FOR ADMISSION TO MULTIPLE BIRTH SIBLINGS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 381 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE POWERS OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 908 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT OF POLITICAL AND COMMERCIAL EXPRESSION AROUND A VOTING PLACE; TO CLARIFY THAT SEVENTEEN-YEAR-OLDS MAY REGISTER AT EARLY VOTING SITES UNDER THE SAME CONDITIONS THEY MAY REGISTER ELSEWHERE AND TO MAKE RELATED TECHNICAL CHANGES; TO PROHIBIT THE AWARDED OF ATTORNEYS' FEES AGAINST THE STATE BOARD OF ELECTIONS IN ELECTION PROTEST CASES; AND TO COMPLETE THE BURDEN OF PROOF PROVISIONS IN THE CANDIDATE-CHALLENGE STATUTE.

Representative Howard offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1032 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE PUBLIC SCHOOLS.

On motion of Representative Jeffus and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 6.

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO EXEMPT REFERENCES TO UNOPPOSED CANDIDATES AND OTHER COMMERCIAL COMMUNICATIONS FROM THE ELECTIONEERING COMMUNICATION LAWS AND CANDIDATE-SPECIFIC COMMUNICATION LAWS; AND TO MAKE TECHNICAL CHANGES TO THE LAWS CONCERNING ELECTIONEERING COMMUNICATIONS AND CANDIDATE-SPECIFIC COMMUNICATIONS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO CLARIFY LAWS PERTAINING TO CIVIL ACTIONS ON BEHALF OF AN INCOMPETENT SPOUSE AS RELATED TO DIVORCE PROCEEDINGS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 1118 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STANDARDIZE WILD BOAR HUNTING SEASON AND THE HARVESTING OF FERAL SWINE AND TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY ISSUES RELATED TO THE IMPORTATION OF FERAL SWINE IN NORTH CAROLINA, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1171, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT LAW STUDENT EXTERNS AT THE GENERAL ASSEMBLY ARE SUBJECT TO LEGISLATIVE CONFIDENTIALITY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1476, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A CLAIMANT AGAINST AN ENTITY PROTECTED BY GOVERNMENTAL IMMUNITY HAS AN ADEQUATE REMEDY AT LAW.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 5.

INTRODUCTION OF PAGES

Pages for the week of May 4 are introduced to the membership. They are: Brittany Brisson of Bladen; Caroline Byrd of Lenoir; Joseph Clay of Rutherford; Darby Cox of Buncombe; Noelle Hayward of Caswell; Tyniquea Joyner of Hertford; Deandrea Newsome of Cumberland; Hannah Reynolds of Person; Jacob Searcy of Rutherford; Jeremy Strickland of Sampson; and Katheryn Thompson of Buncombe.

Representative Owens moves, seconded by Representative Current, that the House adjourn, subject to the receipt of Committee Reports, to reconvene May 5 at 3:00 p.m.

The motion carries.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees and permanent subcommittee are presented:

By Representative Coates, Chair, for the Committee on Public Utilities:

H.B. 1330, A BILL TO BE ENTITLED AN ACT PROHIBITING PUBLIC UTILITIES AND CITIES AND COUNTIES THAT OPERATE PUBLIC ENTERPRISES FROM USING CERTAIN DEBT COLLECTION PRACTICES THAT RESULT IN A CUSTOMER BEING LIABLE FOR THE PAST DUE AND UNPAID DEBTS OF ANOTHER PERSON, AND PROHIBITING COLLECTION AGENCIES AND DEBT COLLECTORS FROM COLLECTING OR ATTEMPTING TO COLLECT A DEBT BY CLAIMING THAT A CONSUMER IS LEGALLY RESPONSIBLE FOR THE DEBTS OF ANOTHER PERSON, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Glazier, Vice Chair, for the Committee on Judiciary II:

H.B. 1106, A BILL TO BE ENTITLED AN ACT AMENDING AND CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO ADOPTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 5. The original bill is placed on the Unfavorable Calendar.

H.B. 1107, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CONTRACTS BETWEEN A HUSBAND AND WIFE TO ALLOW A SPOUSE TO WAIVE ALIMONY AND POST SEPARATION SUPPORT DURING THE MARRIAGE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 5. The original bill is placed on the Unfavorable Calendar.

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By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 741, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NC INSTITUTE OF MEDICINE TO USE FUNDS APPROPRIATED BY THE 2007 GENERAL ASSEMBLY TO CONTINUE ITS HEALTH ACCESS STUDY GROUP, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 812, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMISSION ON MANDATORY NURSE OVERTIME AND APPROPRIATING FUNDS FOR THAT PURPOSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1433, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE IMMUNITY FROM LIABILITY OF PERSONS USING AUTOMATED EXTERNAL DEFIBRILLATORS IN EMERGENCY SITUATIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 889 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND COVERAGE UNDER THE INSURANCE GUARANTY ASSOCIATION WITH RESPECT TO STRUCTURED SETTLEMENT ANNUITIES FOR MATTERS INVOLVING PERSONAL INJURY OR ILLNESS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 5. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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H.B. 1444, A BILL TO BE ENTITLED AN ACT TO CREATE A LIMITED HUNTING PRIVILEGE PERMIT THAT AUTHORIZES A PERSON WHO HAS ONLY ONE NONVIOLENT FELONY CONVICTION TO POSSESS AND USE A LONG GUN FOR HUNTING PURPOSES IN CERTAIN CIRCUMSTANCES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 213, A BILL TO BE ENTITLED AN ACT TO ALLOW SICK LEAVE TRANSFERS FOR STATE EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT AND FOR PUBLIC SCHOOL EMPLOYEES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Education.

The committee substitute bill is re-referred to the Committee on Education. The original bill is placed on the Unfavorable Calendar.

H.B. 649, A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN TAX INFORMATION OF LOCAL GOVERNMENTS TO THE DEPARTMENT OF STATE TREASURER, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 735, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING BUILDING CODE STANDARDS FOR BUILDINGS USED BY HIGH SCHOOL STUDENTS ATTENDING CLASSES ON COMMUNITY COLLEGE CAMPUSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 5.

H.B. 1115, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF AUGUST AS PSORIASIS AWARENESS MONTH, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 5.

H.B. 1202, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO INCLUDE APPOINTEES FROM ELON UNIVERSITY SCHOOL OF LAW AND THE CHARLOTTE SCHOOL OF LAW (NC), INC., with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1258, A BILL TO BE ENTITLED AN ACT CREATING THE GLOBAL ENGAGEMENT COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1287, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL STATE AGENCIES TO RECYCLE ALL SPENT FLUORESCENT LIGHTS AND MERCURY THERMOSTATS; REQUIRE THE REMOVAL OF ALL FLUORESCENT LIGHTS AND MERCURY THERMOSTATS FROM BUILDINGS PRIOR TO DEMOLITION; AND BAN MERCURY CONTAINING PRODUCTS FROM UNLINED LANDFILLS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The original bill is placed on the Unfavorable Calendar.

H.B. 1357, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A FORMER SWORN LAW ENFORCEMENT OFFICER WHO HAS FIFTEEN OR MORE AGGREGATE YEARS OF PART-TIME OR AUXILIARY LAW ENFORCEMENT SERVICE MAY BE EXEMPT FROM THE FIREARMS SAFETY AND TRAINING COURSE REQUIREMENT FOR A CONCEALED HANDGUN PERMIT IF HE OR SHE WAS A QUALIFIED SWORN LAW ENFORCEMENT OFFICER IMMEDIATELY BEFORE RETIRING AND HAS BEEN RETIRED AS A SWORN LAW ENFORCEMENT OFFICER TWO YEARS OR LESS FROM THE DATE OF THE PERMIT APPLICATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

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The bill is re-referred to the Committee on Judiciary II.

H.B. 1496, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMISSION ON IMPLEMENTATION OF THE BEACON HR/PAYROLL SYSTEM AND APPROPRIATING FUNDS FOR THAT PURPOSE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Cotham and Parmon, Chairs for the Education Subcommittee on Pre-School, Elementary and Secondary Education, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 707, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE ABC BONUS PROGRAM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 901 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTH AND PHYSICAL EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 5. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Goforth, Chair, for the Committee on Insurance:

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H.B. 1165, A BILL TO BE ENTITLED AN ACT TO CODIFY THE PROVISIONS SET FORTH IN THE PHOTOGRAPHIC VERSION OF THE STANDARD FIRE INSURANCE POLICY; MAKE CONFORMING AMENDMENTS; AND REPEAL THE STATUTE THAT CONTAINS THE PHOTOGRAPHIC VERSION OF THE STANDARD FIRE INSURANCE POLICY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1313, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEANINGFUL REGULATION OF INSURANCE PUBLIC ADJUSTERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 1111 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MORE SPECIFIC WHEN AN INDIVIDUAL BECOMES A "CANDIDATE" FOR CAMPAIGN FINANCE LAW AND TO DEFINE AND PROVIDE FOR DISCLOSURE OF FUNDING FOR "CANDIDACY EXPLORATION"; TO USE DIFFERENT TERMINOLOGY AND DEFINE TERMS IN THE LEGAL EXPENSE FUNDS STATUTE AND CLARIFY CANDIDATE CONTRIBUTIONS TO LEGAL EXPENSE FUNDS; AND TO REQUIRE THAT A TREASURER FOR A NORTH CAROLINA COMMITTEE BE A NORTH CAROLINA RESIDENT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 5. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1134, A BILL TO BE ENTITLED AN ACT TO CREATE THE OPEN GOVERNMENT UNIT OF THE DEPARTMENT OF JUSTICE, TO ESTABLISH A FEE FOR SERVICES OF MODERATION AND MEDIATION BY THE OPEN GOVERNMENT UNIT, AND TO PROVIDE THAT THE SUCCESSFUL PLAINTIFF IN A PUBLIC RECORDS DISPUTE

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IS ENTITLED TO REASONABLE ATTORNEYS' FEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 8:46 p.m.

FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 5, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"God of all things, we are thankful that You welcome an audience with us. Who are we that we should gain access to the Lord of the universe? Yet, You call us Your own. More intimately, You call us Your children. And, that by birthright, grants us a place on Your mercy seat. Hear us when we pray to You, O Lord. Like the loving Parent You are, comfort us when our eyes are stained with tears. Hold us when our hearts are broken into a million pieces. Celebrate with us when goodness comes our way. And, guide our footsteps so that they eternally bring us back to You. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Jeffus, and Johnson for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

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On April 8, 2009, a petition was filed in the Clerk's office opposing **H.B. 918**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE RED DRUM AND SPOTTED SEA TROUT AS COASTAL GAME FISH, TO PROHIBIT THE TAKING OF RED DRUM AND SPOTTED SEA TROUT OTHER THAN BY HOOK-AND-LINE, AND TO COMPENSATE COMMERCIAL FISHERMEN FOR CERTAIN LOSSES DUE TO THE DESIGNATION AND PROHIBITION. Additional signatures have been filed and added to the original petition previously received.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 97, AN ACT TO PROVIDE THAT RESIDENTS OF THIS STATE WHO ARE SERVING ON FULL-TIME ACTIVE MILITARY DUTY OUTSIDE THIS STATE IN THE ARMED FORCES OF THE UNITED STATES OR A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES MAY HUNT OR FISH WHILE ON LEAVE IN THIS STATE WITHOUT OBTAINING A LICENSE.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 499, AN ACT TO PROHIBIT HUNTING ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION IN EDGEcombe COUNTY.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 343, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROSCOE JACOBS, SR., FORMER CHIEF OF THE WACCAMAW SIOUAN TRIBE. (RESOLUTION 2009-14)

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 557, AN ACT TO ENACT THE FUTURE VOLUNTEER FIRE-FIGHTERS & RESCUE SQUAD MEMBERS ACT OF NORTH CAROLINA. (S.L. 2009-21)

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Pierce and Setzer:

H.B. 1571, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING FOR THE DEPARTMENT OF TRANSPORTATION TO ANY PRIVATE ROAD UPON WHICH FIVE OR MORE FAMILIES LIVE TO PROVIDE ACCESS FOR SCHOOL BUSES AND EMERGENCY VEHICLES, is referred to the Committee on Appropriations.

By Representative Randleman:

H.B. 1572, A BILL TO BE ENTITLED AN ACT TO ASSESS A PROCESSING FEE WHEN A FAILURE TO APPEAR IS STRICKEN AND AS A RESULT A BAIL BOND FORFEITURE IS SET ASIDE, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Martin, Fisher, Harrison, and Hall (Primary Sponsors); Coates, Dockham, Hughes, Jones, Lucas, Tarleton, and Wray:

H.B. 1573, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE IDENTIFICATION OF VETERANS, HOMELESS VETERANS IN PARTICULAR, IN ORDER TO ASSIST SUCH PERSONS IN OBTAINING BENEFITS TO WHICH THEY MAY BE ENTITLED, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Appropriations.

By Representatives Gibson, Wainwright, and Jones (Primary Sponsors); and Lucas:

H.B. 1574, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA LIFE SCIENCE LOAN FUND, is referred to the Committee on Science and Technology and, if favorable, to the Committee on Finance.

By Representatives Gibson and Lucas:

H.B. 1575, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES SHALL ALLOW FOR

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RISK-BASED REMEDIAL ACTIONS AT CONTAMINATED MANUFACTURING SITES, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representative Gibson:

H.B. 1576, A BILL TO BE ENTITLED AN ACT TO REIMBURSE RETAILERS WHO PAY A MERCHANT CREDIT CARD FEE TO BANKS FOR COLLECTING SALES AND USE TAX FROM CUSTOMERS WHO PAY BY CREDIT CARD, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Womble, Parmon, and Jones (Primary Sponsors); and Brown:

H.B. 1577, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WAKE FOREST UNIVERSITY HEALTH SCIENCES TO SUPPORT THE SOLDIER INSTITUTE FOR REGENERATIVE MEDICINE, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representative Blust:

H.B. 1578, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION FOR THE SECRETARY OF TRANSPORTATION TO TRANSFER FUNDS FROM THE HIGHWAY TRUST FUND AND TO PROVIDE A FORMULA FOR TRANSFER OF FUNDS TO MEET NEEDS BASED ON POPULATION OR CONGESTION AND TO REVISE THE HIGHWAY TRUST FUND ALLOCATION FORMULA, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Insko and Hughes:

H.B. 1579, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXCISE TAXES LEVIED ON BEER, WINE, AND LIQUOR AND TO CREATE THE RISK BEHAVIOR FUND, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Tolson and Jones (Primary Sponsors); Lucas, Tarleton, and Wray:

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H.B. 1580, A BILL TO BE ENTITLED AN ACT TO ENSURE ACCOUNTABILITY IN THE USE OF FEDERAL STIMULUS FUNDS BY LOCAL GOVERNMENTS AND NONPROFIT ENTITIES, is referred to the Committee on Appropriations.

By Representatives Tolson and Jones (Primary Sponsors); Lucas, Tarleton, and Wray:

H.B. 1581, A BILL TO BE ENTITLED AN ACT TO EXPEDITE THE USE OF FEDERAL STIMULUS FUNDS, is referred to the Committee on Appropriations.

By Representatives Tolson, Hughes, Lucas, Tarleton, and Wray:

H.B. 1582, A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF ECONOMIC RECOVERY AND INVESTMENT TO REPORT ON THE USE OF FEDERAL STIMULUS FUNDS FOR THE 2008-2009 FISCAL YEAR AND THE HOUSE SELECT COMMITTEE ON ECONOMIC RECOVERY TO REPORT ON ITS RECOMMENDATIONS REGARDING THE USE OF FEDERAL STIMULUS FUNDS FOR THE 2009-2011 FISCAL BIENNIUM, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 405 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ASSIST COUNTIES AND THE DEPARTMENT OF REVENUE IN OBTAINING ACCURATE REAL PROPERTY SALES INFORMATION NEEDED FOR PROPERTY TAX APPRAISALS BY REQUIRING A REPORT OF SALES INFORMATION WHEN REAL PROPERTY IS TRANSFERRED, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

S.B. 632 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE TREASURER'S GOVERNANCE AND TRANSPARENCY ACT OF 2009, is read the first time and referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Finance.

S.B. 759 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO DESIGNATE PATTERNS IN WRITING FOR STOPPING VEHICLES AT CHECKING

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STATIONS, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

S.B. 761 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT THE RESPONSIBILITY OF DEVELOPERS FOR THE COST OF STREET OR HIGHWAY CONSTRUCTION TO THE AMOUNT NECESSARY TO SERVE PROJECTED TRAFFIC GENERATED BY THE DEVELOPMENT, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Appropriations.

S.B. 832 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COASTAL RESOURCES COMMISSION MAY AUTHORIZE THE CONSTRUCTION OF A TERMINAL GROIN BY VARIANCE IF CERTAIN CRITERIA ARE MET, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the committee on Rules, Calendar, and Operations of the House.

S.B. 871, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CALCULATION OF THE MEDICAID SWAP HOLD HARMLESS, is read the first time and referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

S.B. 925, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DECEPTIVE MISREPRESENTATION OF NORTH CAROLINA NATURAL SPRING WATER THAT IS OFFERED FOR SALE BY A BUSINESS IS AN UNFAIR TRADE PRACTICE, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Judiciary I.

CALENDAR

Action is taken on the following:

S.B. 214, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF EASTOVER, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant,

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Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 116.

Voting in the negative: None.

Excused absences: Representatives Carney, Jeffus, and Johnson - 3.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 833, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE.

Representative Folwell offers Amendment No. 1 which fails of adoption by electronic vote (51-65).

The bill passes its second reading by electronic vote (67-49).

Representative Brown objects to the third reading. The bill remains on the Calendar.

H.B. 735, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING BUILDING CODE STANDARDS FOR BUILDINGS USED BY HIGH SCHOOL STUDENTS ATTENDING CLASSES ON COMMUNITY COLLEGE CAMPUSES, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

Representative E. Floyd requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (115-1).

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 889 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXPAND COVERAGE UNDER THE INSURANCE GUARANTY ASSOCIATION WITH RESPECT TO STRUCTURED SETTLEMENT ANNUITIES FOR MATTERS INVOLVING PERSONAL INJURY OR ILLNESS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 901 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTHFUL LIVING EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL, passes its second reading by electronic vote (85-31).

Representative Stam objects to the third reading. The bill remains on the Calendar.

H.B. 1106 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING AND CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO ADOPTION, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1107 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CONTRACTS BETWEEN A HUSBAND AND WIFE TO ALLOW A SPOUSE TO WAIVE OR ESTABLISH ALIMONY AND POSTSEPARATION SUPPORT DURING THE MARRIAGE.

On motion of Representative Rhyne and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 7.

H.B. 1111 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE MORE SPECIFIC WHEN AN INDIVIDUAL BECOMES A "CANDIDATE" FOR CAMPAIGN FINANCE LAW AND TO DEFINE AND PROVIDE FOR DISCLOSURE OF FUNDING FOR "CANDIDACY EXPLORATION"; TO USE DIFFERENT TERMINOLOGY AND DEFINE TERMS IN THE LEGAL EXPENSE FUNDS STATUTE AND CLARIFY CANDIDATE CONTRIBUTIONS TO LEGAL EXPENSE

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FUNDS; TO REVISE THE WAY THE DEFINITIONS OF "CONTRIBUTION" AND "EXPENDITURE" DEAL WITH PROMISES; AND TO REQUIRE THAT A TREASURER FOR A NORTH CAROLINA COMMITTEE BE A NORTH CAROLINA RESIDENT.

Representative Current offers Amendment No. 1.

The Speaker rules that the amendment is not germane to the title.

Representative Current moves that the rules be suspended in order that the amendment be considered.

The motion to suspend the rules fails by electronic vote (54-62).

The bill passes its second reading, by electronic vote (112-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1115, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF AUGUST AS PSORIASIS AWARENESS MONTH, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1476, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A CLAIMANT AGAINST AN ENTITY PROTECTED BY GOVERNMENTAL IMMUNITY HAS AN ADEQUATE REMEDY AT LAW, passes its second reading by electronic vote (113-3).

Representative Blue objects to the third reading. The bill remains on the Calendar.

BILL WITHDRAWN FROM COMMITTEE

On motion of Representative Owens, and without objection, **H.B. 315**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DISTRICT ATTORNEY AND DEFENSE ATTORNEY TO DISCLOSE TO THE COURT THAT A PLEA BARGAIN ARRANGEMENT WAS REJECTED BY A JUDGE AT AN EARLIER TIME IF THE PLEA IS SUBSEQUENTLY

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PRESENTED TO ANOTHER JUDGE FOR CONSIDERATION, is withdrawn from the Appropriations Subcommittee on Justice and Public Safety and pursuant to Rule 36(b), is placed on the Calendar of May 6.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 917**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is withdrawn from the Committee on Finance and re-referred to the Committee on Appropriations.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 934**, A BILL TO BE ENTITLED AN ACT TO ADDRESS COST-OF-LIVING ADJUSTMENTS FOR RETIREES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is withdrawn from the Committee on Finance and re-referred to the Committee on Appropriations.

On motion of Representative Owens, a serial referral to the Committee on Appropriations is added for **H.B. 1422**, A BILL TO BE ENTITLED AN ACT TO CREATE A LIMITED EXCEPTION TO THE POLICY OF THE UNIVERSITY OF NORTH CAROLINA THAT REQUIRES THAT A TUITION SURCHARGE BE IMPOSED ON ANY UNDERGRADUATE STUDENT WHO EXCEEDS THE LIMIT OF ONE HUNDRED FORTY CREDIT HOURS.

Representative Owens moves, seconded by Representative Guice, that the House adjourn, subject to the receipt of Committee Reports, to reconvene May 6 at 3:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives England and Insko, Chairs, for the Committee on Health:

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H.B. 455, A BILL TO BE ENTITLED AN ACT DESIGNATING KIDNEY MONTH IN NORTH CAROLINA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 535, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH INSURERS, INCLUDING THE STATE HEALTH PLAN, TO PROVIDE COVERAGE FOR THE DIAGNOSIS AND TREATMENT OF LYMPHEDEMA, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Insurance.

The committee substitute bill is re-referred to the Committee on Insurance. The original bill is placed on the Unfavorable Calendar.

H.J.R. 694, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE IMPACT OF SMOKING PROHIBITIONS IN FOSTER CARE HOMES, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The resolution is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 945 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES ENSURES ENFORCEMENT OF THE FEDERAL INDIAN CHILD WELFARE ACT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1249, A BILL TO BE ENTITLED AN ACT ESTABLISHING DEEP VEIN THROMBOSIS AWARENESS MONTH, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

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H.B. 1251, A BILL TO BE ENTITLED AN ACT ESTABLISHING JUNE AS CANCER SCREENING AWARENESS MONTH, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 223, A BILL TO BE ENTITLED AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION PROJECT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 804, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PERSONAL EDUCATION PLANS FOR STUDENTS AT RISK OF ACADEMIC FAILURE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 1031, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC SCHOOLS TO USE THE SAME BUILDING STANDARDS FOR PREKINDERGARTEN CLASSROOMS AS FOR KINDERGARTEN CLASSROOMS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

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H.B. 1038, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A JOBS COMMISSION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1225, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY THE FEASIBILITY OF IMPLEMENTING A TRIMESTER SYSTEM FOR MOST OF THE STATE'S PUBLIC UNIVERSITIES AND TO DESIGN A PILOT PROGRAM TO BE IMPLEMENTED AT SELECTED PUBLIC UNIVERSITIES TO HELP DETERMINE WHETHER SUCH A CONVERSION WOULD BE BENEFICIAL, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 323 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE REQUIREMENTS REGARDING SECONDARY METALS RECYCLING OF REGULATED METALS PROPERTY IN ORDER TO PREVENT THE THEFT OF THIS PROPERTY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 836, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF REMOVING, DESTROYING, OR CIRCUMVENTING THE OPERATION OF AN ELECTRONIC MONITORING DEVICE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

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The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

By Representative Coates, Chair, for the Committee on Public Utilities:

H.B. 1480, A BILL TO BE ENTITLED AN ACT EXPANDING THE PERMITTED USES OF 911 FUNDS BY PUBLIC SAFETY ANSWERING POINTS IN THE STATE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 960, A BILL TO BE ENTITLED AN ACT TO ALLOW SANITARY DISTRICTS THE SAME POWER AS ALL OTHER UNITS OF LOCAL GOVERNMENTS IN ACQUIRING PROPERTY BY CONDEMNATION FOR WATER SUPPLY AND DISTRIBUTION SYSTEMS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 1470, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE LENGTH OF THE SCHOOL LUNCH PERIOD ACROSS THE STATE TO DETERMINE WHETHER STUDENTS HAVE ADEQUATE TIME FOR MEALS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.J.R. 1538, A JOINT RESOLUTION HONORING THE MEMORY OF THE FOUNDERS OF THE HIGH POINT FURNITURE MARKET ON THE OCCASION OF ITS ONE HUNDREDTH ANNIVERSARY, with a favorable report.

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Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 6.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 239, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE THE JORDAN WATER SUPPLY NUTRIENT STRATEGY RULES, reported without prejudice as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1196, A BILL TO BE ENTITLED AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 191, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 615, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING BUSINESS TRUSTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

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H.B. 666, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DWI TREATMENT COURTS ARE A TYPE OF DRUG TREATMENT COURT UNDER THE DRUG TREATMENT COURT ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 886, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF DIETETICS/NUTRITION TO RECOVER COSTS INCURRED BY THE BOARD IN CONNECTION WITH DISCIPLINARY PROCEEDINGS OF THE BOARD, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1272, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUVENILE CODE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 1289, A BILL TO BE ENTITLED AN ACT TO FORBID CONTRACTING AS LOTTERY RETAILERS BUSINESSES WHO PRIMARILY CASH CHECKS, DRAFTS, OR MONEY ORDERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

H.B. 1398, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR DETERMINING THE SENIOR RESIDENT SUPERIOR COURT JUDGE FOR A DISTRICT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 1463, A BILL TO BE ENTITLED AN ACT ALLOWING ADULT BIOLOGICAL SIBLINGS OF ADULT ADOPTEES, ADULT BIOLOGICAL HALF SIBLINGS OF ADULT ADOPTEES, ADULT FAMILY MEMBERS OF DECEASED ADOPTEES, AND ADULT FAMILY MEMBERS OF DECEASED BIOLOGICAL PARENTS TO HAVE ACCESS TO CONFIDENTIAL INTERMEDIARY SERVICES UPON THE CONSENT OF

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THE PARTIES AND TO ALLOW AN AGENCY ACTING AS A CONFIDENTIAL INTERMEDIARY TO OBTAIN A COPY OF A DEATH CERTIFICATE OF THE PERSON WHO IS THE SUBJECT OF THE SEARCH AND DELIVER IT TO THE PERSON REQUESTING SERVICES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 334, A BILL TO BE ENTITLED AN ACT TO AMEND THE SKIER SAFETY STATUTES TO SPECIFY THAT SKIERS AND PASSENGERS ASSUME THE RISK OF KNOWN HAZARDS AND RISKS AND TO MAKE OTHER RELATED CHANGES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

Pursuant to Rule 32(a), the committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1084, A BILL TO BE ENTITLED AN ACT TO AMEND THE LP GAS LAW TO CREATE CLASSES OF DEALERS FOR THE PURPOSE OF INSURANCE REQUIREMENTS, TO CLARIFY THE AUTHORITY TO CONDUCT INSPECTIONS, TO REQUIRE THE REPORTING OF LP GAS ACCIDENTS, TO INCREASE CIVIL PENALTIES, AND TO MAKE TECHNICAL CHANGES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

H.B. 1090, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF TOTAL AND PARTIAL UNEMPLOYMENT RELATING TO THE TREATMENT OF SEVERANCE PAY UNDER THE EMPLOY-

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MENT SECURITY LAWS OF NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1162, A BILL TO BE ENTITLED AN ACT AT THE REQUEST OF THE INSURANCE COMMISSIONER TO PROVIDE TEACHERS AND STATE EMPLOYEES AND THEIR DEPENDENTS THE SAME PROTECTION IN DISASTER SITUATIONS AS OTHER INSURED PERSONS IN THIS STATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1294, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO PROVIDE PREMIUM SUBSIDIES IF FUNDS ARE AVAILABLE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1392, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO NEGOTIATE RATES FOR SERVICES PROVIDED TO PERSONS COVERED UNDER THE POOL BY OUT-OF-STATE PROVIDERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

By Representative R. Warren, Chair, for the Committee on Alcoholic Beverage Control:

H.B. 927 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW TYRRELL COUNTY TO TRANSFER FUNDS BACK TO THE LOCAL ALCOHOLIC BEVERAGE CONTROL BOARD THAT

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HAD BEEN HELD BY THE COUNTY IN TRUST TO BE USED TO BUILD A NEW ALCOHOLIC BEVERAGE CONTROL STORE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

By Representative Holliman, Chair, for the Committee on Financial Institutions:

H.B. 1222, A BILL TO BE ENTITLED AN ACT TO UPDATE THE RATE SPREAD AND HIGH-COST HOME LOANS STATUTES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 32(a), the committee substitute bill is re-referred to the committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1368, A BILL TO BE ENTITLED AN ACT TO AMEND THE FUTURE ADVANCES STATUTES, BY DISTINGUISHING BETWEEN A FUTURE ADVANCE AND A FUTURE OBLIGATION AND BY MAKING VARIOUS OTHER CHANGES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

S.B. 669, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE BANKING COMMISSION APPELLATE PROCEDURES, with a favorable report.

Pursuant to Rule 32(a), the bill is re-referred to the Committee on Judiciary II.

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 1347, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHIEF COURT COUNSELOR IN EACH DISTRICT TO DELEGATE CERTAIN RESPONSIBILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

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The bill is re-referred to the Committee on Judiciary I.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 12 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE ISSUANCE OF DRIVERS LICENSES TO PERSONS USING BIOPTIC TELESCOPIC LENSES PROVIDED THEY MEET OTHER LICENSING REQUIREMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND ORGANIZATIONAL CHANGES TO THE LAW REGARDING THE LICENSURE AND INSPECTION OF FACILITIES FOR AGED AND DISABLED INDIVIDUALS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 944 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DISCLOSURE OF CAMPAIGN CONTRIBUTION ACTIVITY BY APPOINTEES TO POSITIONS IN STATE GOVERNMENT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 964 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISCRETIONARY POWERS OF THE INSURANCE GUARANTY ASSOCIATION TO ALLOW IT TO CONTRACT AS A SERVICING FACILITY FOR OTHER ENTITIES AND CONFORM THE ASSOCIATION'S STATUTORY IMMUNITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 1161 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS RELATED TO THE FINANCIAL CONDITIONS OF INSURANCE COMPANIES, INCLUDING REINSURANCE INTERMEDIARIES, RECEIVERSHIP, THIRD-PARTY ADMINISTRATORS AND AUDITS OF WORKERS' COMPENSATION SELF-INSURERS, AND FOREIGN INSURERS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1269, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY OR CITY TO USE EXCESS FACILITY FEES WITHOUT THE APPROVAL OF THE ADMINISTRATIVE OFFICE OF THE COURTS, TO AUTHORIZE THE ADMINISTRATIVE OFFICE OF THE COURTS TO SET THE WORTHLESS CHECK FEE AMOUNT, TO AUTHORIZE THE DIRECTOR OF THE ADMINISTRATIVE OFFICE OF THE COURTS TO ELECT A RETIREMENT SYSTEM, TO ADD TO THE DIRECTOR'S POWERS AND DUTIES THE ESTABLISHMENT AND STAFFING OF AN INTERNAL AUDITING DIVISION FOR THE JUDICIAL DEPARTMENT, TO MODIFY CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, AND TO CLARIFY THE EMERGENCY POWERS OF THE CHIEF JUSTICE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 5:07 p.m.

FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 6, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"In the frenzied pace of the Legislative Calendar, O God, grant us the intellectual, emotional and spiritual endurance to persevere and find our way through the maze that is Appropriations and crossover deadlines. As we decide which bills to file, which bills to sign on to, and what to let go for another season, grant us the discernment to know what to do and when it is

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prudent to do it. Keep us from selfish ambition as You remind us of the faces and names of our constituents who sent us here. And throughout this very important time for this Honorable Body, allow us a certain measure of levity and humor to keep us sane. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Dockham, Johnson, and Tucker for today. Representative Harrell is excused for a portion of the Session.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 214, AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF EASTOVER.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 456** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND ORGANIZATIONAL CHANGES TO THE LAW REGARDING THE LICENSURE AND INSPECTION OF FACILITIES FOR AGED AND DISABLED INDIVIDUALS, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Finance.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 954**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TRANSFER OF DEVELOPMENT RIGHTS INTO THE DEVELOPED AREAS OF CURRITUCK COUNTY IN ASSOCIATION WITH CONSERVATION EASEMENTS IN RURAL AREAS OF THE COUNTY, is withdrawn from the Committee on Local Government II and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1172** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING PUBLIC EMPLOYEES TO TAKE VOLUNTARY FURLOUGHS TO EFFECT NECESSARY ECONOMIES IN STATE EXPENDITURES, THEREBY REDUCING THE NEED FOR REDUCTIONS IN FORCE AND MANDATORY FURLOUGHS DURING THE CURRENT

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AND ANY FUTURE ECONOMIC CRISIS, is withdrawn from the Appropriations Subcommittee on General Government and re-referred to the Committee on Appropriations.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 334** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE SKIER SAFETY STATUTES TO CLARIFY THE RESPECTIVE DUTIES OF SKI AREA OPERATORS AND SKIERS AND TO MAKE OTHER RELATED CHANGES, is withdrawn from the Committee on Judiciary II and re-referred to the Committee on Judiciary I.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 970 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN GRANVILLE COUNTY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 7. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1419, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE CAPTURE, INJURY, KILLING, OR DISTURBANCE OF BATS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

By Representative Cole, Vice Chair, for the Committee on Transportation:

H.B. 821, A BILL TO BE ENTITLED AN ACT TO DIRECT THE COMMISSIONER OF MOTOR VEHICLES TO CONDUCT A CONTEST FOR THE DESIGN OF A NEW STANDARD MOTOR VEHICLE

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REGISTRATION PLATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 838 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE AN EXEMPTION FOR SIZE AND WEIGHT RESTRICTIONS OF HAULERS OF SAGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 1114, A BILL TO BE ENTITLED AN ACT TO PROVIDE A NOTATION ON A DRIVERS LICENSE OR SPECIAL IDENTIFICATION CARD THAT AN APPLICANT HAS A LIVING WILL, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 1104, A BILL TO BE ENTITLED AN ACT TO UPDATE NORTH CAROLINA'S MEAT INSPECTION ACT TO BE EQUIVALENT TO FEDERAL STANDARDS BY EXEMPTING OSTRICHES FROM INSPECTION FEES, EXEMPTING RABBITS FROM THE POULTRY PRODUCTS INSPECTION ACT, AND CHANGING THE THRESHOLDS UNDER THE POULTRY PRODUCER EXEMPTION FOR PROCESSING POULTRY PRODUCTS FOR INTERSTATE COMMERCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1108, A BILL TO BE ENTITLED AN ACT TO CLARIFY LICENSURE REQUIREMENTS FOR OUT-OF-STATE WEIGHMASTERS UNDER THE LAWS REGULATING PUBLIC WEIGHMASTERS, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

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H.B. 1260, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PREREGISTRATION OF QUALIFIED INDIVIDUALS WHO ARE SIXTEEN OR SEVENTEEN YEARS OF AGE AND TO EXPAND INSTRUCTION ON THE IMPORTANCE OF VOTING IN THE HIGH SCHOOL SOCIAL STUDIES CURRICULUM AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO PROMOTE REGISTRATION AND PREREGISTRATION OF STUDENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Education.

The bill is re-referred to the Committee on Education.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 772, A BILL TO BE ENTITLED AN ACT TO REDEFINE THE NEWSPAPERS ELIGIBLE TO ACCEPT LEGAL ADVERTISING IN THE TOWN OF HUNTERSVILLE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Judiciary III is stricken.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 924, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment and Natural Resources.

The bill is re-referred to the Committee on Environment and Natural Resources.

H.B. 956, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AUTHORIZATION TO LEVY AN OCCUPANCY TAX IN ROCKINGHAM COUNTY BY ONE PERCENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Sutton, Chair, for the Committee on Judiciary III:

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H.B. 116 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING MANAGEMENT AND PROTECTION OF RAILROAD CORRIDORS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON A COMPREHENSIVE RAIL SERVICE PLAN FOR NORTH CAROLINA, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 7. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 1414, A BILL TO BE ENTITLED AN ACT TO DEFINE DELINQUENT JUVENILE AS A JUVENILE WHO IS BETWEEN SIX YEARS OF AGE AND EIGHTEEN YEARS OF AGE WHO COMMITS A CRIME OR INFRACTION AND TO ESTABLISH A TASK FORCE FOR IMPLEMENTATION OF THE YOUTH ACCOUNTABILITY ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. A serial referral to the Committee on Appropriations is added. The original bill is placed on the Unfavorable Calendar.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 994, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DEVELOP A PUBLIC HOUSING ADULT CARE HOME DEMONSTRATION PROJECT ALLOWING AN ADULT CARE HOME TO OPERATE IN ASSOCIATION WITH A PUBLIC HOUSING AUTHORITY AND TO EXEMPT AN ADULT CARE HOME OPERATING UNDER THE PROJECT FROM THE CERTIFICATE OF NEED REQUIREMENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

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H.B. 996, A BILL TO BE ENTITLED AN ACT TO REPEAL A REQUIREMENT THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES STUDY THE FEASIBILITY OF OPERATING A LICENSED ADULT CARE HOME IN A PUBLIC HOUSING FACILITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

By Representative R. Warren, Chair, for the Committee on Alcoholic Beverage Control:

H.B. 667, A BILL TO BE ENTITLED AN ACT TO ALLOW WINERIES TO SELL WINE, FOR CONSUMPTION ON OR OFF PREMISES, IN LOCALITIES WHERE NO ABC ELECTION HAS AUTHORIZED THE SALE OF WINE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 702, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER AMENDMENTS TO THE SULLIVAN ACT, AND TO ALLOW THE CITY OF ASHEVILLE TO USE REVENUES FOR STREET AND SIDEWALK IMPROVEMENTS ASSOCIATED WITH WATERLINE IMPROVEMENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 1236, A BILL TO BE ENTITLED AN ACT TO PROMOTE VOLUNTARY, YEAR-ROUND WATER CONSERVATION AND WATER USE EFFICIENCY MEASURES BY COMMERCIAL AND INDUSTRIAL WATER USERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

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The committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The original bill is placed on the Unfavorable Calendar.

H.B. 1337, A BILL TO BE ENTITLED AN ACT TO CREATE A WATER QUANTITY COST-SHARE PROGRAM TO HELP FARMERS AND OTHER LANDOWNERS INCREASE OR PRESERVE WATER STORAGE CAPACITY, DEVELOP AND IMPROVE SURFACE AND GROUNDWATER SUPPLIES, AND IMPLEMENT WATER CONSERVATION AND EFFICIENCY PRACTICES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 1490, A BILL TO BE ENTITLED AN ACT TO EXTEND CERTAIN PERMITS AND APPROVALS AFFECTING THE PHYSICAL DEVELOPMENT OF REAL PROPERTY LOCATED WITHIN THE STATE OF NORTH CAROLINA, THEREBY SUPERSEDING ALL STATUTORY AND REGULATORY REQUIREMENTS TO THE CONTRARY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 1190 (Committee Substitute). A BILL TO BE ENTITLED AN ACT TO CLARIFY AND STRENGTHEN THE LAW REGARDING THE PRESERVATION OF DNA AND BIOLOGICAL EVIDENCE THAT IS RELATED TO A CRIMINAL OFFENSE AND A DEFENDANT'S ACCESS TO THAT EVIDENCE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 7. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AMEND THE UMSTEAD ACT TO PERMIT FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE TO PROPERLY TAKE ADVANTAGE OF CERTAIN INNOVATIVE TECHNOLOGIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 1113, A BILL TO BE ENTITLED AN ACT TO ALLOW INDIVIDUALS CHARGED WITH TRAFFIC OFFENSES OR INVOLVED IN REPORTABLE ACCIDENTS TO CHOOSE NOT TO BE CONTACTED BY ATTORNEYS OFFERING LEGAL REPRESENTATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 406, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF JUSTICE AND THE WILDLIFE RESOURCES COMMISSION TO JOINTLY DEVELOP A PLAN FOR CONSTRUCTION OF A FIRING RANGE FOR USE BY CRIMINAL JUSTICE OFFICERS ATTENDING THE WESTERN JUSTICE ACADEMY, LAW ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION, AND OTHERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Wildlife Resources.

The committee substitute bill is re-referred to the Committee on Wildlife Resources. The original bill is placed on the Unfavorable Calendar.

H.B. 543, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PENALTY FOR COMMUNITY COLLEGE AUDIT EXCEPTIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

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H.B. 749 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BUILDING CODE TO PERMIT THE USE OF CISTERNS TO PROVIDE WATER FOR FLUSHING TOILETS AND FOR OUTDOOR IRRIGATION IN THE CONSTRUCTION OR RENOVATION OF RESIDENTIAL OR COMMERCIAL BUILDINGS OR STRUCTURES AND TO PROHIBIT ANY STATE, COUNTY, OR LOCAL BUILDING CODE OR REGULATION FROM PROHIBITING THE USE OF CISTERNS FOR THESE USES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 1129, A BILL TO BE ENTITLED AN ACT TO CLARIFY A SILVER ALERT MAY BE ISSUED FOR A PERSON OF ANY AGE WHO IS BELIEVED TO BE SUFFERING FROM DEMENTIA OR OTHER COGNITIVE IMPAIRMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 1168, A BILL TO BE ENTITLED AN ACT TO ESTABLISH TITLE PROTECTION FOR SOCIAL WORKERS AND AUTHORIZE A REVIEW OF THE OFFICE OF STATE PERSONNEL SOCIAL WORK SERIES EVERY FOUR YEARS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1342, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT NORTH CAROLINA CONTINUES TO BE ELIGIBLE FOR STOP VIOLENCE AGAINST WOMEN FORMULA GRANT PROGRAM FUNDING; AND TO INCREASE THE AUTHORITY OF THE DIRECTOR OF THE CRIME VICTIMS COMPENSATION COMMISSION AND THE COMMISSION ITSELF TO CONSIDER PROXIMATE CAUSE WHEN DETERMINING WHETHER TO MAKE AN AWARD; AND TO MAKE VARIOUS OTHER CHANGES TO THE RAPE VICTIMS ASSISTANCE PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

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H.B. 751, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COASTAL REGIONAL SOLID WASTE MANAGEMENT AUTHORITY TO ENROLL ITS EMPLOYEES AND RETIREES IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1073, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE FIRE AND RESCUE PENSION FUND WHO WITHDRAW FROM MEMBERSHIP ARE ENTITLED TO THE RETURN OF ALL FUNDS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 721 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO ALLOW THE TOWN TO ADOPT ORDINANCES PROHIBITING HOUSING DISCRIMINATION ON THE BASIS OF FAMILIAL STATUS AND HANDICAP, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 7. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1046, A BILL TO BE ENTITLED AN ACT TO ADOPT RULES APPLICABLE TO THOSE CHILD CARE FACILITIES THAT ARE CERTIFIED AS MEETING DEVELOPMENTAL DAY PROGRAM STANDARDS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

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H.B. 1271, A BILL TO BE ENTITLED AN ACT TO CLARIFY AUTHORITY OF THE SOCIAL SERVICES COMMISSION IN SETTING QUALIFICATIONS FOR STAFF OF RESIDENTIAL CHILD CARE AGENCIES, RESIDENTIAL MATERNITY CARE AGENCIES, AND CHILD PLACING AGENCIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

By Representative Harrell, Chair, for the Committee on Science and Technology:

H.B. 1261, A BILL TO BE ENTITLED AN ACT PROTECTING CHILDREN OF THIS STATE BY MAKING CYBER BULLYING A CRIMINAL OFFENSE PUNISHABLE AS A CLASS 1 MISDEMEANOR, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1488, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE OFFICE OF INFORMATION TECHNOLOGY SERVICES FOR ENTERPRISE ELECTRONIC FORM AND DIGITAL SIGNATURE SOLUTIONS FOR STATE AND LOCAL GOVERNMENT AND PUBLIC EDUCATIONAL INSTITUTIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 143, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF HEALTH SERVICE REGULATION, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO REVIEW RECOMMENDATIONS FROM THE DISABILITY AND ELDERLY EMERGENCY MANAGEMENT (DEEM) TASK FORCE AND TO TAKE APPROPRIATE ACTION TO STRENGTHEN DISASTER PLANNING AND DISASTER PREPAREDNESS FOR LONG-TERM CARE FACILITIES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 275, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SEX OFFENDERS FROM BEING EMERGENCY MEDICAL SERVICES PERSONNEL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 374, A BILL TO BE ENTITLED AN ACT TO ADD PUBLIC HEALTH PREPAREDNESS AND QUALITY IMPROVEMENT TO THE LIST OF ESSENTIAL PUBLIC HEALTH SERVICES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 738 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE INSTITUTE OF MEDICINE TO CONVENE A TASK FORCE TO STUDY THE PROVISION OF STATE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO CURRENT AND FORMER MEMBERS OF THE ARMED FORCES OF THE UNITED STATES AND NORTH CAROLINA NATIONAL GUARD AND THEIR FAMILIES, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS AND BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 1412, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES RELATING TO NATIONAL GUARD COURTS-MARTIAL, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

S.B. 256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES AND CITIES HAVE THE AUTHORITY TO ORDER EVACUATIONS IN CERTAIN SITUATIONS, AND THAT THE EMERGENCY MANAGEMENT IMMUNITY STATUTE APPLIES

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TO THEM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 917, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 816**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE SPECIAL SEPARATION ALLOWANCE PROVIDED TO LAW ENFORCEMENT OFFICERS UNDER THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM, to the Appropriations Subcommittee on Justice and Public Safety.

CALENDAR

Action is taken on the following:

H.B. 833, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE, passes its third reading, by electronic vote (66-48), and is ordered sent to the Senate.

H.B. 927 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW TYRRELL COUNTY TO TRANSFER FUNDS BACK TO THE LOCAL ALCOHOLIC BEVERAGE CONTROL BOARD THAT

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HAD BEEN HELD BY THE COUNTY IN TRUST TO BE USED TO BUILD A NEW ALCOHOLIC BEVERAGE CONTROL STORE, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 901 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTHFUL LIVING EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL, passes its third reading, by electronic vote (84-28), and is ordered sent to the Senate.

Representative Harrell requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (85-28).

H.B. 1476, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A CLAIMANT AGAINST AN ENTITY PROTECTED BY GOVERNMENTAL IMMUNITY HAS AN ADEQUATE REMEDY AT LAW.

Representative Blue offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its third reading, by electronic vote (112-2), and is ordered engrossed and sent to the Senate.

H.B. 12 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE ISSUANCE OF DRIVERS LICENSES TO PERSONS USING BIOPTIC TELESCOPIC LENSES PROVIDED THEY MEET OTHER LICENSING REQUIREMENTS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 191, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 315, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DISTRICT ATTORNEY AND DEFENSE ATTORNEY TO DISCLOSE TO THE COURT THAT A PLEA BARGAIN ARRANGEMENT WAS REJECTED BY A JUDGE AT AN EARLIER TIME IF THE PLEA IS SUBSEQUENTLY PRESENTED TO ANOTHER JUDGE FOR CONSIDERATION, passes its second reading by electronic vote (89-26).

Representative Moore objects to the third reading. The bill remains on the Calendar.

H.B. 323 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE REQUIREMENTS REGARDING SECONDARY METALS RECYCLING OF REGULATED METALS PROPERTY IN ORDER TO PREVENT THE THEFT OF THIS PROPERTY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 455, A BILL TO BE ENTITLED AN ACT DESIGNATING KIDNEY MONTH IN NORTH CAROLINA, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

Representative Boles states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (112-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 666, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DWI TREATMENT COURTS ARE A TYPE OF DRUG TREATMENT COURT UNDER THE DRUG TREATMENT COURT ACT, passes its second reading, by electronic vote (105-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 804, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PERSONAL EDUCATION PLANS FOR STUDENTS AT RISK OF ACADEMIC FAILURE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 944 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DISCLOSURE OF CAMPAIGN CONTRIBUTION ACTIVITY BY APPOINTEES TO POSITIONS IN STATE GOVERNMENT.

Representative Glazier offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 945 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO STUDY HOW THE TRADITIONAL NATIVE AMERICAN CULTURE, CUSTOMS, AND TRADITIONS OF STATE INDIAN TRIBE CHILDREN CAN BE PROTECTED WHEN THE CHILDREN ARE INVOLVED IN CUSTODY, ADOPTION, AND OTHER PROCEEDINGS IN STATE COURTS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 964 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISCRETIONARY POWERS OF THE INSURANCE GUARANTY ASSOCIATION TO ALLOW IT TO CONTRACT AS A SERVICING FACILITY FOR OTHER ENTITIES AND CONFORM THE ASSOCIATION'S STATUTORY IMMUNITY.

On motion of Representative Braxton and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 7.

H.B. 1032 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE PUBLIC SCHOOLS.

Representative Glazier offers Amendment No. 1 which is adopted by electronic vote (114-0).

Representative Starnes offers Amendment No. 2 which is adopted by electronic vote (113-1).

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The bill, as amended, passes its second reading, by electronic vote (100-14), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1161 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS RELATED TO THE FINANCIAL CONDITIONS OF INSURANCE COMPANIES, INCLUDING REINSURANCE INTERMEDIARIES, RECEIVERSHIP, THIRD-PARTY ADMINISTRATORS AND AUDITS OF WORKERS' COMPENSATION SELF-INSURERS, AND FOREIGN INSURERS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

Representative Blackwood states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (111-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1272, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUVENILE CODE, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 1538, A JOINT RESOLUTION HONORING THE MEMORY OF THE FOUNDERS OF THE HIGH POINT FURNITURE MARKET ON THE OCCASION OF ITS ONE HUNDREDTH ANNIVERSARY.

On motion of Representative Jones and without objection, the resolution is withdrawn from the Calendar and placed on the Calendar of May 19.

H.B. 1392 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO NEGOTIATE RATES FOR SERVICES PROVIDED TO PERSONS COVERED UNDER THE POOL BY OUT-OF-STATE PROVIDERS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 1398, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR DETERMINING THE SENIOR RESIDENT SUPERIOR COURT JUDGE FOR A DISTRICT, passes its second reading, by electronic vote (109-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1463 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING ADULT BIOLOGICAL SIBLINGS OF ADULT ADOPTEEES, ADULT BIOLOGICAL HALF SIBLINGS OF ADULT ADOPTEEES, ADULT FAMILY MEMBERS OF DECEASED ADOPTEEES, AND ADULT FAMILY MEMBERS OF DECEASED BIOLOGICAL PARENTS TO HAVE ACCESS TO CONFIDENTIAL INTERMEDIARY SERVICES UPON THE CONSENT OF THE PARTIES AND TO ALLOW AN AGENCY ACTING AS A CONFIDENTIAL INTERMEDIARY TO OBTAIN A COPY OF A DEATH CERTIFICATE OF THE PERSON WHO IS THE SUBJECT OF THE SEARCH AND DELIVER IT TO THE PERSON REQUESTING SERVICES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1470, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE LENGTH OF THE SCHOOL LUNCH PERIOD ACROSS THE STATE TO DETERMINE WHETHER STUDENTS HAVE ADEQUATE TIME FOR MEALS, passes its second reading, by electronic vote (110-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Owens moves, seconded by Representative Dickson, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, and the receipt of Messages from the Senate, to reconvene May 7 at 1:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

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By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 59, A BILL TO BE ENTITLED AN ACT EXPANDING PERMITTED USES OF 911 FUNDS IN FRANKLIN COUNTY, reported without prejudice as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Public Utilities.

The committee substitute bill is re-referred to the Committee on Public Utilities. The original bill is placed on the Unfavorable Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 1391, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO PROVIDE PREMIUM SUBSIDIES IF FUNDS ARE AVAILABLE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Insurance.

The committee substitute bill is re-referred to the Committee on Insurance. The original bill is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 27, A BILL TO BE ENTITLED AN ACT TO REGULATE THE EUTHANASIA OF ANIMALS AND TO PROHIBIT SPECIFIED METHODS OF EUTHANASIA OF ANIMALS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Cole, Vice Chair, for the Committee on Transportation:

H.B. 861, A BILL TO BE ENTITLED AN ACT TO CREATE NEW MOTOR VEHICLE TITLING AND REGISTRATION CATEGORIES FOR MOTOR VEHICLES CLASSIFIED AS CUSTOM-BUILT VEHICLES, REPLICA VEHICLES, AND STREET RODS, TO REQUIRE AN ADDITIONAL THIRTY-DOLLAR REGISTRATION FEE TO SUPPORT

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THE DIVISION OF MOTOR VEHICLES BUREAU OF LICENSE AND THEFT MOTOR VEHICLE EXAMINATION PROGRAM, AND TO MAKE CORRESPONDING CHANGES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 1172 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING PUBLIC EMPLOYEES TO TAKE VOLUNTARY FURLOUGHS TO EFFECT NECESSARY ECONOMIES IN STATE EXPENDITURES, THEREBY REDUCING THE NEED FOR REDUCTIONS IN FORCE AND MANDATORY FURLOUGHS DURING THE CURRENT AND ANY FUTURE ECONOMIC CRISIS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 7. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 388, A BILL TO BE ENTITLED AN ACT TO REMOVE THE THREE-THOUSAND-DOLLAR-OR-LESS EXEMPTION FOR CAMPAIGN REPORTING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1421, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ELECTION LAWS RELATED TO VOTING EQUIPMENT, PREPARATION OF BALLOTS, AND TO THE DUTIES OF THE COUNTY BOARDS OF ELECTIONS AND THE STATE BOARD OF ELECTIONS, with a favorable report as to the committee

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substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Coates, Chair, for the Committee on Public Utilities:

H.B. 1252 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE COMPETITION BETWEEN LOCAL GOVERNMENT AND PRIVATE BUSINESS BY REQUIRING CITIES THAT PROVIDE COMMUNICATIONS SERVICES TO THE PUBLIC TO COMPLY WITH LAWS APPLICABLE TO PRIVATE PROVIDERS, TO ESTABLISH SEPARATE ENTERPRISE FUNDS, TO NOT CROSS-SUBSIDIZE COMMUNICATIONS SERVICE WITH OTHER GOVERNMENTAL FUNDS, TO IMPUTE THE COSTS THAT WOULD BE INCURRED BY PRIVATE PROVIDERS, TO ANNUALLY REMIT TO THE CITY'S GENERAL FUND THE COSTS THAT WOULD BE INCURRED BY PRIVATE PROVIDERS, AND TO PREPARE AN ANNUAL AUDIT OF COMPETITIVE ACTIVITIES, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute Bill No. 2 is re-referred to the Committee on Rules, Calendar, and Operations of the House. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

H.B. 25, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCESS FOR APPOINTMENTS TO THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The serial referral to the Committee on Rules, Calendar, and Operations of the House is stricken.

The committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

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H.B. 1189, A BILL TO BE ENTITLED AN ACT REQUIRING PHYSICIANS OR ELIGIBLE PSYCHOLOGISTS CONDUCTING EXAMINATIONS TO INFORM THE LOCAL MANAGEMENT ENTITY THAT AN INDIVIDUAL HAS BEEN SCHEDULED FOR AN APPOINTMENT WITH AN OUTPATIENT TREATMENT PHYSICIAN OR CENTER, with a favorable report and recommendation that the bill be re-referred to the Committee on Health.

The bill is re-referred to the Committee on Health.

By Representative Spear, Chair, for the Committee on Marine Resources and Aquaculture:

H.B. 1378, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN MARINAS SHALL INSTALL AND MAINTAIN PUMPOUT FACILITIES BY JULY 1, 2010, TO PROHIBIT THE DISCHARGE OF EFFLUENT FROM A VESSEL INTO THE STATE'S COASTAL WATERS, TO REQUIRE VESSEL OWNERS AND OPERATORS TO KEEP A LOG REGARDING THE DATE AND LOCATION OF PUMPOUTS, AND TO PROVIDE THAT A PILOT PROGRAM IN NEW HANOVER COUNTY SHALL BE DESIGNED AND IMPLEMENTED BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO BEGIN PHASING IN THE PUMPOUT STATION REQUIREMENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The original bill is placed on the Unfavorable Calendar.

H.B. 1500, A BILL TO BE ENTITLED AN ACT TO CREATE A NEW MULTIJURISDICTIONAL INDUSTRIAL PARK EXCEPTION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

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H.B. 614 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IMPROVEMENTS TO THE ABSENTEE VOTING LAWS, ESPECIALLY TO IMPROVE THE ABILITY OF MILITARY AND OVERSEAS VOTERS TO CAST TIMELY BALLOTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 7. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 86 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL-TERRAIN VEHICLES AND MOTORCYCLES MEETING CERTAIN CRITERIA TO BE REGISTERED WITH THE DIVISION OF MOTOR VEHICLES, TO CHARGE A REGISTRATION FEE FOR ALL-TERRAIN VEHICLES OR MOTORCYCLES REGISTERED FOR OFF-ROAD USE, TO CREATE A SPECIAL REVENUE FUND IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES DESIGNATED AS THE ALL-TERRAIN VEHICLE AND MOTORCYCLE OFF-ROAD FUND TO BE USED FOR ACQUISITION, CONSTRUCTION, MAINTENANCE, AND OPERATION OF ALL-TERRAIN VEHICLE AND MOTORCYCLE RECREATION TRAILS AND TO PROVIDE SAFETY TRAINING FOR OPERATORS OF ALL-TERRAIN VEHICLES AND MOTORCYCLES REGISTERED FOR OFF-ROAD USE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORITY OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO LOCATE AND ACQUIRE RIGHT-OF-WAY FOR THE LOCATION, ABOVE OR BELOW GROUND, OF FIBER-OPTIC CABLE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

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H.B. 565, A BILL TO BE ENTITLED AN ACT TO ALLOW UNION COUNTY TO ADJUST ITS FIRE PROTECTION FEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 608 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SECONDARY METALS RECYCLERS AND SALVAGE YARDS TO KEEP ADDITIONAL RECORDS AND TO FILE AN INVENTORY REPORT WITH THE DIVISION OF MOTOR VEHICLES FOR THE MOTOR VEHICLES THEY PURCHASE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 752, A BILL TO BE ENTITLED AN ACT TO PROVIDE APPLICANTS WHO REGISTER MOTOR VEHICLES AT THE FARMER RATE TO CHOOSE BETWEEN A STAGGERED REGISTRATION YEAR OR AN ANNUAL REGISTRATION YEAR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WARRENTON TO DECLARE RESIDENTIAL AND NON-RESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING THOSE BUILDINGS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

The committee substitute bill changes the bill from local to public.

H.B. 867, A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWN OF WARRENTON, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

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The committee substitute changes the bill from local to public.

H.B. 992, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF LANDIS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 1027, A BILL TO BE ENTITLED AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES FOR PRE-PAID WIRELESS TELEPHONE SERVICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

H.B. 1523 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REWRITE THE NORTH CAROLINA MORTGAGE LENDING ACT IN ORDER TO CONFORM TO THE REQUIREMENTS OF FEDERAL LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 40, A BILL TO BE ENTITLED AN ACT REQUIRING THAT NOTICE OF APPEAL FROM A MAGISTRATE'S JUDGMENT IN A SUMMARY EJECTMENT PROCEEDING BE GIVEN WITHIN FIVE DAYS AFTER ENTRY OF JUDGMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1105, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGULATING REFRIGERATION CONTRACTORS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

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H.B. 1410, A BILL TO BE ENTITLED AN ACT TO EXEMPT WATER HEATER REPLACEMENT IN RESIDENCES FROM BUILDING PERMITTING REQUIREMENTS WHEN THE HEATER IS OF THE SAME SIZE AND CAPACITY AND IS IN THE SAME LOCATION WITH RESPECT TO THE EXISTING WATER PIPING, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Cole, Holliman, Wainwright, and Bell (Primary Sponsors); K. Alexander, Avila, Brisson, Coates, Cotham, Crawford, Dockham, Dollar, E. Floyd, Folwell, Gibson, Gillespie, Goforth, Gulley, Hill, Hughes, Jeffus, Jones, Lewis, Lucas, McCormick, Moore, Parmon, Samuelson, Setzer, Spear, Steen, Stewart, Sutton, Tolson, Tucker, E. Warren, Wray, and Yongue:

H.B. 1583, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DEPARTMENT OF TRANSPORTATION SELECTIVE VEGETATION REMOVAL POLICIES AND PERMIT FEES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Ross, Dickson, and Farmer-Butterfield (Primary Sponsors); Hughes, Lucas, and Wray:

H.B. 1584, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CREDIT FOR CHILD CARE AND CERTAIN EMPLOYMENT-RELATED EXPENSES, is referred to the Committee on Finance.

By Representative Crawford:

H.B. 1585, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE SALES TAX ON AGGREGATES AND ON ASPHALT AND CONCRETE, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Luebke and Hall (Primary Sponsors):

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H.B. 1586, A BILL TO BE ENTITLED AN ACT TO MODIFY THE VALUATION OF COMMUNITY LAND TRUST PROPERTY, is referred to the Committee on Finance.

By Representatives Luebke and Folwell:

H.B. 1587, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE REVENUE LAWS STUDY COMMITTEE TO STUDY ISSUES RELATING TO PROPERTY TAX RELIEF PROGRAMS AND EXEMPTIONS, is referred to the Committee on Finance and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Luebke and Harrison:

H.B. 1588, A BILL TO BE ENTITLED AN ACT TO LIMIT THE CORPORATE DEDUCTION FOR EXCESSIVE COMPENSATION OF CORPORATE EXECUTIVES RELATIVE TO RANK AND FILE EMPLOYEES, is referred to the Committee on Finance.

By Representatives E. Warren, Brisson, and McLawhorn (Primary Sponsors); Hughes and Langdon:

H.B. 1589, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MAINTENANCE, UPKEEP, AND MANAGEMENT OF THE FUTURE FARMERS OF AMERICA CENTER AT WHITE LAKE, is referred to the Committee on Appropriations.

By Representatives Dollar and Gillespie:

H.B. 1590, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE TO ISSUE THREE BILLION DOLLARS OF REVENUE BONDS TO BE SECURED BY REVENUES FROM THE NORTH CAROLINA EDUCATION LOTTERY FOR PUBLIC SCHOOL CAPITAL FACILITIES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Jones, E. Floyd, Hall, Hughes, and Pierce:

H.B. 1591, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EACH MEMBER OF THE GENERAL ASSEMBLY IS ENTITLED TO A FULL-TIME LEGISLATIVE ASSISTANT AND TO REQUIRE THAT THE LEGISLATIVE SERVICES COMMISSION ESTABLISH AN EXPERIENCED BASED MINIMUM SALARY FOR LEGISLATIVE ASSISTANTS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

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By Representatives Weiss, M. Alexander, Insko, and England (Primary Sponsors); Hughes and Wainwright:

H.B. 1592, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT OSTEOPOROSIS EDUCATION IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Lewis:

H.B. 1593, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT LOCAL PROPERTY TAX LIENS SHALL RECEIVE HIGHER PRIORITY THAN STATE TAX LIENS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

By Representatives Gibson and Haire (Primary Sponsors):

H.B. 1594, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REVENUE LAWS STUDY COMMITTEE TO STUDY SPECIAL PROVISIONS IN THE NORTH CAROLINA TAX CODE, is referred to the Committee on Finance.

By Representatives Tillis and Ross (Primary Sponsors); and Harrison:

H.B. 1595, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MALT BEVERAGE SPECIAL EVENT PERMIT AND A MALT BEVERAGE TASTING PERMIT, is referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Finance.

By Representatives K. Alexander and Mackey (Primary Sponsors); Cotham, Faison, Gibson, Harrison, Stewart, and Wray:

H.B. 1596, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT TO INDIVIDUALS OR BUSINESSES PURCHASING PRODUCTS CERTIFIED AS "WATERSENSE" BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Finance.

By Representatives K. Alexander and Mackey (Primary Sponsors); Cotham, Harrison, and Jones:

H.B. 1597, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR THE PURCHASE PRICE OF FUEL-EFFICIENT VEHICLES, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

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By Representatives K. Alexander, Mackey, and Faison (Primary Sponsors); Cotham, Farmer-Butterfield, Hughes, Jones, Pierce, Sutton, Tarleton, Wilkins, and Wray:

H.B. 1598, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS INCENTIVES FOR JOB PRESERVATION AND GROWTH, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representative Stevens:

H.B. 1599, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FROM THE HIGHWAY FUND TO SURRY COUNTY THE SUM OF TWO HUNDRED FIFTY THOUSAND DOLLARS TO GRADE AND PAVE STATE ROAD 1465, JAMES DUNBAR ROAD, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives England, Faison, and Farmer-Butterfield:

H.B. 1600, A BILL TO BE ENTITLED AN ACT AUTHORIZING HEARING AID FITTING AND DISPENSING BY LICENSED AUDIOLOGISTS, AUTHORIZING THE BOARD OF EXAMINERS FOR SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS TO ESTABLISH A FEE FOR LICENSEES OFFERING TO FIT AND DISPENSE HEARING AIDS, AND MAKING TECHNICAL CHANGES TO THE LAWS PERTAINING TO HEARING AID DEALERS AND FITTERS TO ALLOW AUDIOLOGISTS TO FIT AND DISPENSE HEARING AIDS, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representatives Mackey, Faison, and Wray:

H.B. 1601, A BILL TO BE ENTITLED AN ACT TO DEFINE CAREER FIREFIGHTERS' AND CAREER RESCUE SQUAD WORKERS' ACCRUAL RATES FOR MEMBERS AND BENEFICIARIES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AND TO ALLOW CAREER FIREFIGHTERS AND CAREER RESCUE SQUAD WORKERS TO RETIRE WITH UNREDUCED BENEFITS AFTER COMPLETING TWENTY-FIVE YEARS OF SERVICE, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

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By Representative Mackey:

H.B. 1602, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING FOR A TRAFFIC LIGHT AT THE INTERSECTION OF JOHN RUSSELL ROAD AND ROCKY RIVER ROAD IN THE CITY OF CHARLOTTE, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representative Mackey:

H.B. 1603, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING FOR A NOISE BARRIER FOR THE GRAHAM STREET EXTENSION PROJECT IN THE CITY OF CHARLOTTE, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representative Mackey:

H.B. 1604, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING FOR A SOUND BARRIER ON INTERSTATE 485 FROM A POINT APPROXIMATELY SEVEN-TENTHS OF A MILE WEST OF THE REAMES ROAD EXIT TO THE REAMES ROAD EXIT, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 521 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING PERMITTED USES OF 911 FUNDS IN LINCOLN AND WAYNE COUNTIES, is read the first time and referred to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

S.B. 528 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWNS OF FOREST CITY AND LAKE LURE TO ALLOCATE GENERAL FUND PROCEEDS DISTRIBUTED TO THE TOWN FROM A LOCAL ABC BOARD TO SCHOOLS WITHIN THE MUNICIPALITY, is read the first time and referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Local Government II.

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S.B. 754 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA GENERAL STATUTES TO ALLOW THE STATE TO TAKE FULL ADVANTAGE OF THE EXPANSION OF EXISTING BOND PROGRAMS AND THE CREATION OF NEW BOND PROGRAMS UNDER THE AMERICAN RECOVERY AND REINVESTMENT TAX ACT OF 2009 (ARRTA), is read the first time and referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

The House stands adjourned at 5:49 p.m.

FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 7, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"When we experience times of frustration and exasperation, bring peace to our souls. When things do not go the way we had planned, and we find our blood pressure rising, bring peace to our souls. When others disappoint us and we find ourselves with ill feelings towards them, bring peace to our souls. When we become aware of how much we have failed You and we turn to You in confession, by Thy great and abundant mercy and forgiveness, bring peace to our souls. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Adams, Avila, Carney, Dockham, Lucas, and McElraft for today. Representatives Johnson, Mobley, and Wiley are excused for a portion of the Session.

May 7, 2009

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 499, AN ACT TO PROHIBIT HUNTING ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION IN EDGECOMBE COUNTY. (S.L. 2009-22)

S.B. 214, AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF EASTOVER. (S.L. 2009-23)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.J.R. 364, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THREE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 11.

H.J.R. 365, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 11.

H.B. 695, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY ENERGY SAVINGS REALIZED BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND BY COMMUNITY COLLEGES WITHIN THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM MAY REMAIN AVAILABLE TO THE INSTITUTION OR COMMUNITY COLLEGE FOR OTHER FACILITY UPGRADES RELATED TO REDUCING ENERGY AND WATER CONSUMPTION

May 7, 2009

AT THE INSTITUTION OR COMMUNITY COLLEGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Energy and Energy Efficiency.

The bill is re-referred to the Committee on Energy and Energy Efficiency.

H.B. 757, A BILL TO BE ENTITLED AN ACT TO DESIGNATE TWO HIGH SCHOOLS IN THE ORANGE COUNTY SCHOOL ADMINISTRATIVE UNIT AS TECHNOLOGY HIGH SCHOOLS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Blue and Sutton, Chairs, for the Committee on Federal Relations and Indian Affairs:

H.B. 409, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL STATE AGENCIES PRODUCING ARCHAEOLOGICAL RESEARCH TO PROVIDE ANNUAL REPORTS TO THE COMMISSION OF INDIAN AFFAIRS, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 780 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE NORTH CAROLINA BUILDING CODE EXEMPTION FOR FARM BUILDINGS TO INCLUDE EQUINE ARENAS USED FOR LESSONS OFFERED TO THE GENERAL PUBLIC, AND OTHER EQUINE ACTIVITIES, BUT NOT FOR SPECTATOR EVENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1278, A BILL TO BE ENTITLED AN ACT PROVIDING FOR A STATE GOVERNMENT EMERGENCY RESPONSE TO HIGH UNEMPLOYMENT IN A COUNTY WHENEVER THE COUNTY'S UNEMPLOYMENT RATE EXCEEDS FIFTEEN AND FIVE-TENTHS

May 7, 2009

PERCENT FOR TWO CONSECUTIVE MONTHS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 436, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE CAPITAL EXPENDITURE AMOUNT FOR NEW INSTITUTIONAL HEALTH SERVICES AND REPLACEMENT EQUIPMENT UNDER THE CERTIFICATE OF NEED LAW BE ADJUSTED ANNUALLY FOR INFLATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representatives Earle, England, and Insko, Chairs, for the Appropriations Subcommittee on Health and Human Services, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 672 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO LOCAL MANAGEMENT ENTITIES USE OF STATE FUNDS FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITY, AND SUBSTANCE ABUSE SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 633, A BILL TO BE ENTITLED AN ACT RELATING TO THE MANNER OF ELECTION AND ORGANIZATION OF THE BOARD OF COMMISSIONERS OF YANCEY COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

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H.B. 907, A BILL TO BE ENTITLED AN ACT TO AMEND THE JUDICIAL PUBLIC CAMPAIGN LAW BY ALLOWING THE ACCEPTANCE OF QUALIFYING CONTRIBUTIONS IN THE SAME FORM AS OTHER CONTRIBUTIONS; BY PROVIDING THAT NO MATCHING FUNDS WILL BE TRIGGERED BY COMMUNICATIONS THAT SUPPORT OR OPPOSE ALL CANDIDATES; AND BY MAKING MORE FLEXIBLE THE WORD LIMITATIONS IN THE VOTER'S GUIDE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 767, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM OR ACROSS THE RIGHT-OF-WAY OF A PORTION OF STATE ROAD 1862, KNOWN AS JOYNER DRIVE, IN CRAVEN COUNTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Wildlife Resources.

The committee substitute bill is re-referred to the Committee on Wildlife Resources. The original bill is placed on the Unfavorable Calendar.

By Representatives Coates and Cole, Vice Chairs, for the Committee on Transportation:

H.B. 569, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF WATER QUALITY OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO AUTHORIZE USE OF THREE-SIDED, OPEN-BOTTOM, OR BOTTOMLESS CULVERTS ON PRIVATE PROPERTY, BASED ON SOUND ENGINEERING PRACTICE, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment and Natural Resources.

The bill is re-referred to the Committee on Environment and Natural Resources.

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By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 877, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO-WEEK DISQUALIFICATION FOR UNEMPLOYMENT COMPENSATION BENEFITS AS A RESULT OF LEAVING WORK TO ACCOMPANY A SPOUSE TO A NEW PLACE OF RESIDENCE FOR WORK IN A DIFFERENT LOCATION AND TO MAKE THOSE BENEFITS NONCHARGEABLE TO THE EMPLOYER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1030, A BILL TO BE ENTITLED AN ACT TO EXEMPT PLUMBING CONTRACTORS FROM WELL CONTRACTOR CERTIFICATION REQUIREMENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1280, A BILL TO BE ENTITLED AN ACT CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO THE FEDERAL WORK FIRST PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1409, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN SIMPLE WIRING ACTIVITIES AND APPLIANCE REPLACEMENT IN RESIDENCES FROM BUILDING PERMITTING REQUIREMENTS WHEN THE APPLIANCE IS OF THE SAME ELECTRICAL RATING AND REQUIRES NO CHANGE TO EXISTING ELECTRICAL CIRCUITS AND THE WORK IS PERFORMED BY A LICENSED ELECTRICIAN, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

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H.B. 1511, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A SALES TAX DISCOUNT FOR MERCHANTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET PROVISION OF THE ACT THAT STRENGTHENED THE AUTHORITY OF THE STATE VETERINARIAN TO PREVENT AND CONTROL AN OUTBREAK OF FOOT-AND-MOUTH DISEASE AND OTHER FOREIGN ANIMAL DISEASES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO ENABLE COMPANY POLICE AGENCIES OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO ENTER INTO MUTUAL AID AGREEMENTS WITH OTHER LAW ENFORCEMENT AGENCIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1338, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE COMMITTEE ON POST-CONVICTION AND POST-RELEASE BOND, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1401, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR MISDEMEANOR DEATH BY MOTOR VEHICLE FROM A CLASS 1 MISDEMEANOR TO A CLASS A1 MISDEMEANOR, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

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H.B. 1570, A BILL TO BE ENTITLED AN ACT TO AMEND THE ALLOCATION AMONG LOCAL GOVERNMENTS OF THE TENNESSEE VALLEY AUTHORITY PAYMENT IN LIEU OF TAXES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 538 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO MAINTAIN A CAMPUS POLICE AGENCY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 794 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SUBSTITUTION OF TRUSTEES IN MORTGAGES AND DEEDS OF TRUST, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1233, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE GOVERNOR SHALL NOT USE PROCEEDS FROM SPECIAL REVENUE FUNDS OR SPECIAL REVENUE FUND BALANCES TO REMEDY A GENERAL FUND BUDGET DEFICIT UNLESS THE GOVERNOR HAS EXHAUSTED ALL AVAILABLE GENERAL FUND REVENUE SOURCES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1281, A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL OVERSIGHT OF COUNTY BOARD OF ELECTION EMPLOYEES TO THE STATE BOARD OF ELECTIONS IN ORDER TO PROVIDE GREATER CONSISTENCY IN THE ADMINISTRATION OF ELECTIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 11. The original bill is placed on the Unfavorable Calendar.

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By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 789, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE FILING OF NOTICE OF PENDING LITIGATION FOR ACTIONS SEEKING INJUNCTIVE RELIEF REGARDING SEDIMENTATION AND EROSION CONTROL FOR ANY LAND-DISTURBING ACTIVITY THAT IS SUBJECT TO THE REQUIREMENTS OF ARTICLE 4 OF CHAPTER 113A OF THE GENERAL STATUTES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 490, A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL PURCHASING FLEXIBILITY TO COMMUNITY COLLEGES AND TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY THE NEED FOR FURTHER PURCHASING FLEXIBILITY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 827 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE LEAVING AN UNATTENDED CHILD IN A MOTOR VEHICLE UNLAWFUL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1180, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE CONSUMER CHOICE AND INVESTMENT ACT OF 2009, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Public Utilities.

The committee substitute bill is re-referred to the Committee on Public Utilities. The original bill is placed on the Unfavorable Calendar.

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H.B. 1185, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INDIVIDUAL CONVICTED OF HABITUAL DRIVING WHILE IMPAIRED TO BE ELIGIBLE TO PETITION FOR A HEARING TO RESTORE DRIVING PRIVILEGES AFTER TEN YEARS WITHOUT ANY TRAFFIC OR CRIMINAL CONVICTIONS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1198, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PERSONS WHO HAD A THREE-YEAR WAITING PERIOD FOR A HEARING ON CONDITIONAL RESTORATION OF A REVOKED LICENSE WHEN THE LAW WAS CHANGED TO A FIVE-YEAR WAITING PERIOD WERE NOT AFFECTED BY THE CHANGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1256, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF LARCENY OF A MOTOR VEHICLE PART, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1390, A BILL TO BE ENTITLED AN ACT TO RENDER VOID ANY BEQUEST OR DEVISE IN A WILL TO THE ATTORNEY WHO DRAFTED THE WILL UNLESS THE ATTORNEY IS A RELATIVE OF THE TESTATOR, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1464, A BILL TO BE ENTITLED AN ACT TO CLARIFY DOMESTIC VIOLENCE LAWS REGARDING WHEN A LAW ENFORCEMENT OFFICER MUST ARREST A PERSON WHO HAS KNOWINGLY

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VIOLATED A VALID PROTECTIVE ORDER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

H.B. 1199, A BILL TO BE ENTITLED AN ACT TO EXTEND THE STANDARDS GOVERNING ENERGY EFFICIENCY AND WATER USE FOR MAJOR FACILITY CONSTRUCTION AND RENOVATION PROJECTS INVOLVING STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS TO MAJOR FACILITY CONSTRUCTION AND RENOVATION PROJECTS INVOLVING BUILDINGS OF PUBLIC SCHOOL DISTRICTS AND ANY OTHER ENTITIES THAT RECEIVE FUNDING IN EXCESS OF A TOTAL OF TWENTY THOUSAND DOLLARS FOR THE PROJECT IN ANY STATE CAPITAL BUDGET, reported without prejudice as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1387, A BILL TO BE ENTITLED AN ACT TO REDUCE THE CURRENT LIMITATIONS ON CITY ORDINANCES, COUNTY ORDINANCES, DEED RESTRICTIONS, COVENANTS, AND OTHER SIMILAR AGREEMENTS THAT REGULATE THE INSTALLATION OF SOLAR COLLECTORS FOR RESIDENCES AND TO CHANGE THE AUTHORITY TO AWARD ATTORNEYS' FEES TO ONLY THE PREVAILING PROPERTY OWNER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

May 7, 2009

CALENDAR

Action is taken on the following:

H.B. 315, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DISTRICT ATTORNEY AND DEFENSE ATTORNEY TO DISCLOSE TO THE COURT THAT A PLEA BARGAIN ARRANGEMENT WAS REJECTED BY A JUDGE AT AN EARLIER TIME IF THE PLEA IS SUBSEQUENTLY PRESENTED TO ANOTHER JUDGE FOR CONSIDERATION.

On motion of Representative Moore and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

H.B. 1129, A BILL TO BE ENTITLED AN ACT TO CLARIFY A SILVER ALERT MAY BE ISSUED FOR A PERSON OF ANY AGE WHO IS BELIEVED TO BE SUFFERING FROM DEMENTIA OR OTHER COGNITIVE IMPAIRMENT.

On motion of Representative Mobley and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 11.

H.B. 116 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CONCERNING MANAGEMENT AND PROTECTION OF RAILROAD CORRIDORS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON A COMPREHENSIVE RAIL SERVICE PLAN FOR NORTH CAROLINA.

On motion of Representative Rapp and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 11.

H.B. 738 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE INSTITUTE OF MEDICINE TO CONVENE A TASK FORCE TO STUDY THE PROVISION OF STATE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO CURRENT AND FORMER MEMBERS OF THE ARMED FORCES OF THE UNITED STATES AND NORTH CAROLINA NATIONAL GUARD AND THEIR FAMILIES, AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON MILITARY AND VETERANS' AFFAIRS AND BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.

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On motion of Representative Martin and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 608 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SECONDARY METALS RECYCLERS AND SALVAGE YARDS TO KEEP ADDITIONAL RECORDS AND TO FILE AN INVENTORY REPORT WITH THE DIVISION OF MOTOR VEHICLES FOR THE MOTOR VEHICLES THEY PURCHASE.

On motion of Representative M. Alexander and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 964 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISCRETIONARY POWERS OF THE INSURANCE GUARANTY ASSOCIATION TO ALLOW IT TO CONTRACT AS A SERVICING FACILITY FOR OTHER ENTITIES AND CONFORM THE ASSOCIATION'S STATUTORY IMMUNITY.

On motion of Representative Braxton and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 11.

H.B. 1107 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CONTRACTS BETWEEN A HUSBAND AND WIFE TO ALLOW A SPOUSE TO WAIVE OR ESTABLISH ALIMONY AND POSTSEPARATION SUPPORT DURING THE MARRIAGE.

On motion of Representative Rhyne and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

H.B. 565 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW UNION COUNTY TO ADJUST ITS FIRE PROTECTION FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Blackwood, Blue, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Howard, Hughes, Jackson, Jeffus, Jones,

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Justice, Justus, Langdon, Lewis, Love, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 101.

Voting in the negative: Representatives Allred, Blust, Cleveland, Folwell, Gillespie, Holloway, Hurley, Killian, and Wiley - 9.

Excused absences: Representatives Adams, Avila, Carney, Dockham, Lucas, and McElraft - 6.

H.B. 992, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF LANDIS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Allred, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Adams, Avila, Carney, Dockham, Lucas, and McElraft - 6.

H.B. 702 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER AMENDMENTS TO THE SULLIVAN ACT, AND TO ALLOW THE CITY OF ASHEVILLE TO USE REVENUES FOR STREET AND SIDEWALK IMPROVEMENTS ASSOCIATED WITH WATERLINE IMPROVEMENTS, passes its second reading and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 721 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO ALLOW THE TOWN TO ADOPT ORDINANCES PROHIBITING HOUSING DISCRIMINATION ON THE BASIS OF FAMILIAL STATUS AND HANDICAP, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 970 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN GRANVILLE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORITY OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO LOCATE AND ACQUIRE RIGHT-OF-WAY FOR THE LOCATION, ABOVE OR BELOW GROUND, OF FIBER-OPTIC CABLE.

Pursuant to Rule 24.1A, Representative Gibson requests that he be excused from voting on this bill. This request is granted.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Allred, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Michaux, Mills, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 110.

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Voting in the negative: None.

Excused absences: Representatives Adams, Avila, Carney, Dockham, Lucas, McElraft, and Mobley - 7.

Excused vote: Representative Gibson.

H.B. 1523 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REWRITE THE NORTH CAROLINA MORTGAGE LENDING ACT IN ORDER TO CONFORM TO THE REQUIREMENTS OF FEDERAL LAW, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Allred, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Michaux, Mills, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Adams, Avila, Carney, Dockham, Lucas, McElraft, and Mobley - 7.

H.B. 25 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCESS FOR APPOINTMENTS TO THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 143, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF HEALTH SERVICE REGULATION, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO REVIEW RECOMMENDATIONS FROM THE DISABILITY AND ELDERLY EMERGENCY MANAGEMENT (DEEM) TASK FORCE AND TO TAKE APPROPRIATE ACTION TO STRENGTHEN DISASTER PLANNING AND DISASTER PREPAREDNESS FOR LONG-TERM CARE FACILITIES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

Representative Neumann states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (111-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 275, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SEX OFFENDERS FROM BEING EMERGENCY MEDICAL SERVICES PERSONNEL, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

Representatives Goodwin and Wray request and are granted permission to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 374, A BILL TO BE ENTITLED AN ACT TO ADD PUBLIC HEALTH PREPAREDNESS AND QUALITY IMPROVEMENT TO THE LIST OF ESSENTIAL PUBLIC HEALTH SERVICES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 543, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PENALTY FOR COMMUNITY COLLEGE AUDIT EXCEPTIONS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 614 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE IMPROVEMENTS TO THE ABSENTEE VOTING LAWS, ESPECIALLY TO IMPROVE THE ABILITY OF MILITARY AND OVERSEAS VOTERS TO CAST TIMELY BALLOTS.

Representative E. Floyd offers Amendment No. 1 which is adopted by electronic vote (111-0).

The bill, as amended, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AMEND THE UMSTEAD ACT TO PERMIT FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE TO PROPERLY TAKE ADVANTAGE OF CERTAIN INNOVATIVE TECHNOLOGIES, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Bordsen and Love, Chairs, for the Appropriations Subcommittee on Justice and Public Safety, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 266 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT, MAINTAIN, AND PUBLISH STATISTICS ON THE USE OF DEADLY FORCE BY LAW ENFORCEMENT WHICH RESULTS IN DEATH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 816, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE SPECIAL SEPARATION ALLOWANCE PROVIDED TO LAW ENFORCEMENT OFFICERS UNDER THE LOCAL

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GOVERNMENTAL RETIREMENT SYSTEM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 11. The original bill is placed on the Unfavorable Calendar.

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 1502, A BILL TO BE ENTITLED AN ACT TO ALLOW CHILD SUPPORT PAYMENTS TO CONTINUE UNTIL TWENTY-ONE YEARS OF AGE IF THE CHILD IS ATTENDING A COLLEGE OR UNIVERSITY, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

CALENDAR (continued)

H.B. 749 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BUILDING CODE TO PERMIT THE USE OF CISTERNS TO PROVIDE WATER FOR FLUSHING TOILETS AND FOR OUTDOOR IRRIGATION IN THE CONSTRUCTION OR RENOVATION OF RESIDENTIAL OR COMMERCIAL BUILDINGS OR STRUCTURES AND TO PROHIBIT ANY STATE, COUNTY, OR LOCAL BUILDING CODE OR REGULATION FROM PROHIBITING THE USE OF CISTERNS FOR THESE USES, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 752, A BILL TO BE ENTITLED AN ACT TO PROVIDE APPLICANTS WHO REGISTER MOTOR VEHICLES AT THE FARMER RATE TO CHOOSE BETWEEN A STAGGERED REGISTRATION YEAR OR AN ANNUAL REGISTRATION YEAR, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 838 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE AN EXEMPTION FOR SIZE AND WEIGHT RESTRICTIONS OF HAULERS OF SAGE, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 866 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL MUNICIPALITIES THE AUTHORITY TO ADOPT AN ORDINANCE DECLARING RESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS TO BE UNSAFE AND TO REMOVE OR DEMOLISH THOSE BUILDINGS, passes its second reading, by electronic vote (109-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 867 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN ALL MUNICIPALITIES, passes its second reading, by electronic vote (104-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 917 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE EFFECT OF EXECUTIVE ORDER NUMBER ELEVEN APPLICABLE TO THE LEGISLATIVE AND JUDICIAL BRANCHES AND TO PROTECT STATE EMPLOYEES UNDER THAT ORDER.

Representative Michaux offers Amendment No. 1 which is adopted by electronic vote (109-2).

Representative Insko states that her voting equipment malfunctioned and she requests to change her vote from "no" to "aye". This request is granted. The adjusted vote total is (110-1).

Representative Love offers Amendment No. 2 which is adopted by electronic vote (107-2).

Representative Blackwell offers Amendment No. 3 which fails of adoption by electronic vote (48-62).

The bill, as amended, passes its second reading, by electronic vote (108-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

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H.B. 996, A BILL TO BE ENTITLED AN ACT TO REPEAL A REQUIREMENT THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES STUDY THE FEASIBILITY OF OPERATING A LICENSED ADULT CARE HOME IN A PUBLIC HOUSING FACILITY, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1027, A BILL TO BE ENTITLED AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES FOR PRE-PAID WIRELESS TELEPHONE SERVICE, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1172 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ALLOWING STATE GOVERNMENT EMPLOYEES AND PUBLIC SCHOOL PERSONNEL TO TAKE VOLUNTARY FURLOUGHS TO EFFECT NECESSARY ECONOMIES IN STATE EXPENDITURES, THEREBY REDUCING THE NEED FOR REDUCTIONS IN FORCE AND MANDATORY FURLOUGHS DURING THE CURRENT AND ANY FUTURE ECONOMIC CRISIS, passes its second reading, by electronic vote (107-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1190 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND STRENGTHEN THE LAW REGARDING THE PRESERVATION OF DNA AND BIOLOGICAL EVIDENCE THAT IS RELATED TO A CRIMINAL OFFENSE AND A DEFENDANT'S ACCESS TO THAT EVIDENCE.

On motion of Representative Glazier and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 11.

H.B. 1271 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AUTHORITY OF THE SOCIAL SERVICES COMMISSION IN SETTING QUALIFICATIONS FOR STAFF OF RESIDENTIAL CHILD CARE AGENCIES, RESIDENTIAL MATERNITY CARE AGENCIES, AND CHILD PLACING AGENCIES, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 439**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FINANCIAL LOSS TO COUNTIES AND CITIES FOR UNREIMBURSED COUNTY OR CITY AMBULANCE SERVICES PROVIDED TO STATE HEALTH PLAN MEMBERS BY REQUIRING THE STATE HEALTH PLAN TO MAKE PAYMENTS FOR COUNTY OR CITY AMBULANCE SERVICES DIRECTLY OR CO-PAYABLE TO THE COUNTY OR CITY AMBULANCE SERVICE PROVIDER, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 11.

On motion of Representative Owens and without objection, **H.B. 642** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 11.

On motion of Representative Owens and without objection, **H.B. 1090**, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF TOTAL AND PARTIAL UNEMPLOYMENT RELATING TO THE TREATMENT OF SEVERANCE PAY UNDER THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA, is withdrawn from the Committee on Appropriations, and pursuant to Rule 36(b), is placed on the Calendar of May 11.

REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 919**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CASA ESPERANZA MONTESSORI, INC., A CHARTER SCHOOL, TO ENROLL ITS ACTIVE EMPLOYEES OR ITS ACTIVE EMPLOYEES AND RETIREES IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is withdrawn from the Committee on Education and re-referred to the Committee on Insurance and, if favorable, to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

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On motion of Representative Owens, the serial referral to the Committee on Appropriations for **H.B. 1504** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER THE NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF TEACHING TO THE STATE BOARD OF EDUCATION, is stricken.

Representative Owens moves, seconded by Representative Cleveland, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, and the receipt of Messages from the Senate, to reconvene Monday, May 11, 2009 at 5:00 p.m.

The motion carries.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Bordsen, Glazier, Insko, and Farmer-Butterfield (Primary Sponsors); Harrison and Hughes:

H.B. 1605, A BILL TO BE ENTITLED AN ACT DIRECTING THE INSTITUTE OF MEDICINE TO STUDY ISSUES RELATED TO SEXUAL ABUSE AND VIOLENCE AND APPROPRIATING FUNDS FOR THE STUDY, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Bordsen and Glazier (Primary Sponsors); and Harrison:

H.B. 1606, A BILL TO BE ENTITLED AN ACT TO RESTRUCTURE THE PRIOR RECORD LEVEL POINTS IN STRUCTURED SENTENCING IN ORDER TO EXPAND THE POINTS IN PRIOR RECORD LEVEL I AND TO EVEN OUT THE REMAINING RANGES, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

By Representatives Bordsen and Glazier (Primary Sponsors):

H.B. 1607, A BILL TO BE ENTITLED AN ACT TO REALLOCATE THREE MONTHS FROM THE MINIMUM SENTENCE OF CLASSES B1 THROUGH E TO THE MAXIMUM SENTENCE, AND TO INCREASE THE PERIOD OF POST-RELEASE SUPERVISION FROM NINE MONTHS TO TWELVE MONTHS, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

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By Representatives Pierce and Yongue (Primary Sponsors); and Hughes:

H.B. 1608, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SCOTLAND COUNTY FOR A YOUTH CENTER IN THE CITY OF LAURINBURG, is referred to the Committee on Appropriations.

By Representatives Martin and Glazier (Primary Sponsors):

H.B. 1609, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A STATEWIDE FUEL ACQUISITION AND SUPPLY PROGRAM, is referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Appropriations.

By Representatives Gibson and Wainwright (Primary Sponsors):

H.B. 1610, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE LOCATION AND EXPANSION OF CAPITAL INTENSIVE COMPANIES IN THIS STATE, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Gibson and Wainwright (Primary Sponsors):

H.B. 1611, A BILL TO BE ENTITLED AN ACT TO LENGTHEN THE PERIOD FOR AN ELIGIBLE DATACENTER TO INVEST IN IMPROVEMENTS TO REAL PROPERTY OR INSTALLED MACHINERY AND EQUIPMENT, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives M. Alexander and Harrison:

H.B. 1612, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MENTAL HEALTH COURTS, DWI COURTS, AND DRUG TREATMENT COURTS, is referred to the Committee on Appropriations.

By Representatives Bordsen and Harrison:

H.B. 1613, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FUNDING FOR THE DEPARTMENT OF CORRECTION TO CONTRACT WITH THE COUNCIL OF STATE GOVERNMENTS FOR RESEARCH AND PLANNING NEEDED TO ADVISE THE GENERAL ASSEMBLY ON CORRECTIONAL AND PRISONER REENTRY POLICY IN AN

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EFFORT TO DECREASE THE PRISON POPULATION AND DIMINISH THE NEED FOR NEW PRISON CONSTRUCTION, is referred to the Committee on Appropriations.

By Representative Hughes:

H.B. 1614, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE MEALS ON WHEELS COUNCIL, INC., IN NEW HANOVER COUNTY, is referred to the Committee on Appropriations.

By Representative Hughes:

H.B. 1615, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CAPE FEAR AREA RESOURCE CENTERS, is referred to the Committee on Appropriations.

By Representative Hughes:

H.B. 1616, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE "BROKEN YOKE" PROJECT IN PENDER COUNTY, is referred to the Committee on Appropriations.

By Representatives Crawford and Harrison:

H.B. 1617, A BILL TO BE ENTITLED AN ACT TRANSFERRING THE FUNCTIONS AND FUNDS OF THE NORTH CAROLINA TURNPIKE AUTHORITY TO THE DEPARTMENT OF TRANSPORTATION TO CONSERVE EXPENDITURES AND IMPROVE EFFICIENCY, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives Bordsen and Harrison:

H.B. 1618, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE PERCENTAGE OF COMMUNITY-BASED CORRECTIONS FUNDS THAT MAY BE USED TO SERVE OFFENDERS RELEASED FROM JAIL PRIOR TO TRIAL AND TO AUTHORIZE THE DEPARTMENT OF CORRECTION TO ESTABLISH AND REIMBURSE A COMMUNITY-BASED REHABILITATION PROGRAM FOR UP TO FIVE HUNDRED OFFENDERS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representative Spear:

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H.B. 1619, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF AN INDUSTRIAL BUILDING AT THE WASHINGTON COUNTY COMMERCE CENTER, is referred to the Committee on Appropriations.

By Representatives Rapp, McLawhorn, and Glazier (Primary Sponsors); Harrison and Hughes:

H.B. 1620, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE TUITION GRANT STUDY COMMISSION TO DETERMINE THE IMPACT AND BENEFIT OF MAKING THE LEGISLATIVE TUITION GRANTS AVAILABLE TO ELIGIBLE STUDENTS WHO ATTEND NORTH CAROLINA CAREER COLLEGES AND SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Martin, E. Floyd, and Hughes:

H.B. 1621, A BILL TO BE ENTITLED AN ACT TO REALIGN THE DISTRICTS IN PENDER AND NEW HANOVER COUNTIES FOR THE ELECTION OF MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES TO BE IN COMPLIANCE WITH THE ORDER OF THE UNITED STATES SUPREME COURT IN BARTLETT V. STRICKLAND, is referred to the Committee on Pender/New Hanover Redistricting.

By Representatives Earle and Hughes:

H.B. 1622, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN INITIAL LICENSE FEE FOR HOME CARE AGENCIES; AND TO PLACE A ONE-YEAR MORATORIUM ON THE ISSUANCE OF LICENSES FOR NEW HOME CARE AGENCIES, is referred to the Committee on Aging and, if favorable, to the Committee on Finance.

By Representatives Jones and Hughes:

H.B. 1623, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO BE ALLOCATED TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO BE USED TO SECURE LAND, CONDUCT A FEASIBILITY/MARKET STUDY, AND DEVELOP A MASTER PLAN FOR THE CONSTRUCTION OF A

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STATE-OF-THE-ART TECHNOLOGY RESEARCH AND DEVELOPMENT BUILDING COMPLEX TO BE LOCATED AT THE MCNAIR CENTER AND TO BE KNOWN AS THE STAR FLEET ACADEMY COMPLEX, is referred to the Committee on Appropriations.

By Representatives Justice, Hughes, and Setzer:

H.B. 1624, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR A "LIFETIME SPORTSMAN", is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Justice, McComas, and Hughes (Primary Sponsors):

H.B. 1625, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE COLLECTION OF PROPERTY TAXES THAT ARE DUE ON PROPERTY OWNED BY CERTAIN NONPROFIT HOMEOWNERS' ASSOCIATIONS, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Glazier, Barnhart, McGee, and Hall (Primary Sponsors); Harrison and Luebke:

H.B. 1626, A BILL TO BE ENTITLED AN ACT TO RAISE THE FEE FOR AN APPLICATION UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT, TO LIMIT THE ANNUAL PERCENTAGE RATE OF INTEREST THAT CAN BE CHARGED FOR LOANS MADE PURSUANT TO THE NORTH CAROLINA CONSUMER FINANCE ACT, TO DISALLOW THE CHARGING OF A RECORDING FEE UNLESS THE FEE SHALL BE USED TO FILE OR RECORD THE LICENSEE'S SECURITY INTEREST; AND TO PROHIBIT THE WRITING OF CREDIT LIFE, CREDIT ACCIDENT AND HEALTH, AND RELATED FORMS OF INSURANCE AND AGREEMENTS FOR ANY LOAN THAT IS SUBJECT TO THE NORTH CAROLINA CONSUMER FINANCE ACT, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Finance.

By Representatives Steen and Coates (Primary Sponsors); Dickson, Hughes, Randleman, Rapp, Samuelson, Setzer, and Stiller:

H.B. 1627, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL

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PLATE FOR THE CAROLINAS CREDIT UNION FOUNDATION, INC., is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Rapp, Dickson, and Cole (Primary Sponsors); R. Warren and Wray:

H.B. 1628, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO SUPPORT CONTINUATION OF THE RAILROAD SHORT-LINE GRANT PROGRAM DURING THE RECESSION IN ORDER TO STIMULATE ECONOMIC AND AGRICULTURAL DEVELOPMENT, is referred to the Committee on Appropriations.

By Representatives Dickson and Setzer:

H.B. 1629, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DISABLED VETERAN PROPERTY TAX HOMESTEAD EXCLUSION, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Dickson and Farmer-Butterfield (Primary Sponsors); Barnhart, Dockham, and Samuelson:

H.B. 1630, A BILL TO BE ENTITLED AN ACT TO PERMIT CONTINUING CARE RETIREMENT COMMUNITIES TO OFFER IN-HOME SERVICES WHEN THOSE SERVICES ARE PROVIDED ADJUNCT TO A CONTRACT FOR CONTINUING CARE, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representatives Faison and Wray:

H.B. 1631, A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO DEVELOP AND IMPLEMENT A COYOTE NUISANCE REMOVAL PROGRAM AND TO INCREASE CERTAIN HUNTING LICENSE FEES, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Finance.

By Representatives Hall and Luebke:

H.B. 1632, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE UNIVERSITY COLLEGE AT NORTH CAROLINA CENTRAL UNIVERSITY, is referred to the Committee on Appropriations.

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By Representative Hall:

H.B. 1633, A BILL TO BE ENTITLED AN ACT TO REQUIRE UPGRADED SECURITY AND EMERGENCY MEDICAL SERVICES AT THE STATE LEGISLATURE, STATE GOVERNMENT COMPLEX, THE EXECUTIVE MANSION, AND THE LIEUTENANT GOVERNOR'S MANSION AND TO PROVIDE FUNDING FOR THE UPGRADED SECURITY SERVICES, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Harrison and Coates (Primary Sponsors); and Brubaker:

H.B. 1634, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CLASSES OF PROPERTY EXCLUDED FROM THE TAX BASE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representatives Hall and Luebke:

H.B. 1635, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST NORTH CAROLINA CENTRAL UNIVERSITY TO INCREASE STUDENT RECRUITMENT, is referred to the Committee on Appropriations.

By Representative Blust:

H.B. 1636, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TAX-EXEMPT STATUS FOR CHARITABLE AND SIMILAR ORGANIZATIONS IS CONDITIONED ON THE ORGANIZATION'S USING A MINIMUM AMOUNT OF ITS GROSS INCOME FOR ITS CHARITABLE OR SIMILAR PURPOSE, is referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

By Representatives Samuelson and Dickson (Primary Sponsors):

H.B. 1637, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE RECORD KEEPING OF PRECIOUS METALS PURCHASES BY DEALERS, TO SUBJECT ALL DEALERS IN PRECIOUS METALS TO THE SAME LICENSING AND RECORD-KEEPING REQUIREMENTS BY REPEALING THE "TEN PERCENT OR LESS OF PURCHASES" EXEMPTION FROM DEALER PERMITTING AND REGULATION, TO INCREASE PRECIOUS METAL PERMITTING FEES, TO REQUIRE

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THAT A CRIMINAL RECORD CHECK BE CONDUCTED ON EMPLOYEES OF PRECIOUS METALS DEALERS, AND TO MAKE VARIOUS OTHER CHANGES TO THE PRECIOUS METALS PERMITTING STATUTES, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

By Representatives Samuelson and Justice (Primary Sponsors); Harrison, McElraft, Stiller, and West:

H.B. 1638, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DUTIES OF THE STATE WATER INFRASTRUCTURE COMMISSION, TO PROVIDE THAT THE COMMISSION SHALL ALSO SERVE AS LEAD COORDINATOR FOR WATER AND WASTEWATER INFRASTRUCTURE FUNDING IN NORTH CAROLINA, AND TO APPROPRIATE FUNDS FOR THE COMMISSION TO HIRE A PERMANENT STAFF TO ASSIST WITH THE DUTIES OF THE COMMISSION, is referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Underhill and Tarleton:

H.B. 1639, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISABLED VETERAN PROPERTY TAX HOMESTEAD EXCLUSION TO INCLUDE PARTIALLY DISABLED VETERANS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Fisher, Goforth, Haire, and Whilden (Primary Sponsors); and Tarleton:

H.B. 1640, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE COMMISSION ON THE ECONOMIC IMPACT OF ARTS AND CULTURE IN WESTERN NORTH CAROLINA, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations.

By Representative Tolson:

H.B. 1641, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO CONNECTINC, INC., FOR THE WORK SUPPORT INITIATIVE TO HELP MODEST-INCOME NORTH CAROLINIANS OVERCOME ECONOMIC BARRIERS BY ACCESSING FEDERALLY FUNDED WORK SUPPORTS, is referred to the Committee on Appropriations.

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By Representatives Insko and Martin:

H.B. 1642, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENABLE THE TRAUMATIC BRAIN INJURY ADVISORY COUNCIL TO CONSULT WITH EXPERTS ON BRAIN INJURIES, is referred to the Committee on Appropriations.

By Representatives Williams, Glazier, and Wainwright (Primary Sponsors); Ross and Spear:

H.B. 1643, A BILL TO BE ENTITLED AN ACT TO DELAY ALL OCTENNIAL REVALUATIONS OF REAL PROPERTY BY ONE YEAR, is referred to the Committee on Finance.

By Representatives Haire and West (Primary Sponsors):

H.B. 1644, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO FUND THE COMPLETION OF THE APPALACHIAN DEVELOPMENT HIGHWAY SYSTEM ROADS CONTAINED IN CORRIDOR K BY USING THE TOTAL AMOUNT OF FUNDS ALLOCATED TO THE STATE FROM THE APPALACHIAN REGIONAL COMMISSION FOR THIS PURPOSE, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representative Harrell:

H.B. 1645, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF A PRODUCTION COMPANY FOR PURPOSES OF THE SALES AND USE TAX AND INCOME TAX, is referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

By Representatives Justice and McComas (Primary Sponsors):

H.B. 1646, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO BE ALLOCATED TO THE UNIVERSITY OF NORTH CAROLINA AT WILMINGTON FOR SUPPLEMENTAL INSTRUCTION AND OPERATING COSTS AT ITS NEW COLLEGE OF HEALTH AND HUMAN SERVICES, is referred to the Committee on Appropriations.

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By Representatives Bryant and K. Alexander (Primary Sponsors); and Harrison:

H.B. 1647, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PERSONS WHO BELIEVE THEMSELVES TO BE BENEFICIARIES OF LIFE INSURANCE POLICIES BE NOTIFIED OF THEIR BENEFICIARY STATUS AND OTHER INFORMATION WITHIN TWO BUSINESS DAYS OF PROVIDING THE INSURANCE COMPANY WITH A COPY OF THE NOTIFICATION OF DEATH, AND TO AUTHORIZE THE DEPARTMENT OF INSURANCE TO ESTABLISH A PROGRAM TO ASSIST INDIVIDUALS WITH LOCATING LOST INSURANCE POLICIES, is referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

By Representatives Bell and Lucas (Primary Sponsors):

H.B. 1648, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA ASSOCIATION OF COUNTY VETERANS SERVICE OFFICERS, INC., is referred to the Committee on Appropriations.

By Representative Jones:

H.B. 1649, A BILL TO BE ENTITLED AN ACT TO ENACT THE CORPORATE LOOPHOLE COLLECTION ACT, WHICH IS AN ACT TO CHANGE THE CORPORATE INCOME TAX LAW TO ENHANCE CORPORATE INCOME TAX COLLECTION, is referred to the Committee on Finance.

By Representative Adams:

H.B. 1650, A BILL TO BE ENTITLED AN ACT TO ESTABLISH COORDINATION OF CERTAIN FEDERAL FUNDS ALLOCATED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 TO STIMULATE JOB CREATION AND ECONOMIC RECOVERY, TO ACHIEVE WIDELY SHARED PROSPERITY IN THE STATE, TO PROVIDE FOR GOALS IN THE ALLOCATION OF THOSE FUNDS TO LOCAL GOVERNMENTS, AND TO ALLOW OTHER LOCAL GOVERNMENT OPTIONS, is referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Blue, Ross, and M. Alexander (Primary Sponsors):

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H.B. 1651, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PUBLIC SAFETY EMPLOYER-EMPLOYEE COOPERATION ACT AND TO ESTABLISH THE PUBLIC SAFETY EMPLOYEE RELATIONS COMMISSION WITHIN THE NORTH CAROLINA DEPARTMENT OF LABOR, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 43 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY REQUIRING BOATING SAFETY EDUCATION PRIOR TO OPERATING A VESSEL WITH A MOTOR OF TEN HORSEPOWER OR GREATER, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON MANDATORY BOATING SAFETY EDUCATION, is read the first time and referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary III.

S.B. 448 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS REGULATING SELF-SERVICE STORAGE FACILITIES, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary II.

S.B. 800 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN PERMANENT EMPLOYEES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO BE PLACED ON INVESTIGATORY SUSPENSION WITHOUT PAY AND WITHOUT WARNING, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

S.B. 998 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A MORATORIUM ON CERTAIN ACTIONS OF THE COASTAL RESOURCES COMMISSION RELATED TO TEMPORARY EROSION CONTROL STRUCTURES AND TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY EXISTING LAWS AND POLICIES RELATED TO THE USE OF TEMPORARY EROSION CONTROL STRUCTURES TO PROTECT IMMINENTLY THREATENED ROADS AND BUILDINGS, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

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S.B. 1029 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA PROFESSIONAL EMPLOYER ORGANIZATION ACT CONCERNING BONDING PROVISIONS AND MAINTENANCE OF EMPLOYEE BENEFITS, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Insurance.

S.B. 1091, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING TRAFFICKING IN METHAMPHETAMINE AND AMPHETAMINE TO CLARIFY THAT THE CHARGE OF TRAFFICKING IS BASED ON THE WEIGHT OF THE ENTIRE POWDER OR LIQUID MIXTURE RATHER THAN THE WEIGHT OF THE ACTUAL AMOUNT OF THE CONTROLLED SUBSTANCE IN THE POWDER OR LIQUID MIXTURE, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 1447, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE IDENTITY OF AN INDIVIDUAL WHO PROVIDES A TIP FOR AN UNSOLVED CASE THROUGH CRIME STOPPERS OR SIMILAR ORGANIZATIONS IS NOT A PUBLIC RECORD AND IS NOT ADMISSIBLE AS EVIDENCE IN A COURT PROCEEDING, AND TO PROVIDE THAT A LAW ENFORCEMENT AGENCY HAS A DUTY TO MAINTAIN THE CONFIDENTIALITY OF A CRIME STOPPERS' TIP, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

By Representative Earle, Chair, for the Committee on Mental Health Reform:

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H.J.R. 718, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CERTAIN MENTAL HEALTH COMMITMENT STATUTES, with a favorable report and recommendation that the resolution be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The resolution is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1088, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE PURCHASES AND CONTRACTS LAW PURCHASES BY CERTAIN MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 1140, A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATIONAL ASSISTANCE FOR MINIMUM WAGE WORKERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1371, A BILL TO BE ENTITLED AN ACT TO PLACE LIMITATIONS ON THE USE OF FUNDS APPROPRIATED FOR THE CHILD NUTRITION PROGRAM, reported without prejudice as to the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1504, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF TEACHING TO THE STATE BOARD OF EDUCATION, with a favorable

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report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The serial referral to the Committee on Appropriations having been stricken, the committee substitute bill is placed on the Calendar of May 11. The original bill is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture:

H.B. 1460, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LAND LOSS PREVENTION PROJECT, THE COALITION OF FARM AND RURAL FAMILIES, AND THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND ADVISORY COMMITTEE TO COLLABORATE TO STUDY AND IMPLEMENT BEST PRACTICES TO REDUCE LAND LOSS AMONG HEIR PROPERTY OWNERS AND OTHER JOINT OWNERS OF REAL PROPERTY, PARTICULARLY IN RURAL AREAS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 1099, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO: (1) REPEAL THE REQUIREMENT THAT SEASONAL STATE PARK EMPLOYEES WEAR A UNIFORM VEST; (2) REQUIRE ELECTRONIC REPORTING OF ENVIRONMENTAL LEAD TEST RESULTS AND BLOOD LEAD TEST RESULTS; (3) CLARIFY THE FEE STRUCTURE FOR FOOD AND LODGING PERMITS; (4) REVISE THE SUNSET PROVISION FOR NUTRIENT OFFSET PAYMENTS; AND (5) AMEND THE SOLID WASTE DISPOSAL TAX TO STREAMLINE THE PROCESS WHEN A LOCAL GOVERNMENT IS SERVED BY A SOLID WASTE MANAGEMENT AUTHORITY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

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The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Bordsen and Mobley, Chairs, for the Committee on Juvenile Justice:

H.B. 1242, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A POST-SENTENCING REVIEW FOR CERTAIN YOUTHFUL OFFENDERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1275, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE CIVIL CUSTODY GUARDIAN PROGRAM, reported without prejudice as to the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 859, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE CONDITIONS OF PROBATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

By Representative Goforth and Wray, Chair, for the Committee on Insurance:

H.B. 14, A BILL TO BE ENTITLED AN ACT TO REENACT A LAW CONCERNING HEALTH BENEFIT PLAN CO-PAYMENTS FOR CHIROPRACTIC SERVICES, with a favorable report as to the committee

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substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health.

The committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar.

H.B. 438, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO CHANGE ITS PLAN YEAR FROM A FISCAL YEAR TO A CALENDAR YEAR, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1160, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN FIREFIGHTERS, WHO WERE PREVIOUSLY CERTIFIED BY THE INSURANCE COMMISSIONER FOR MEMBERSHIP IN THE FIREFIGHTERS' RELIEF FUND, THE OPPORTUNITY TO BE COVERED BY THE FIREFIGHTERS' RELIEF FUND BY MAKING RETROACTIVE PAYMENTS WITH INTEREST, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36.2(a) the committee substitute bill is re-referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 912 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE STATE AND LOCAL GOVERNMENT TO USE MILITARY VETERAN CONTRACTORS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 11. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 722 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT GLASS TUBES THAT ARE A CERTAIN LENGTH AND DIAMETER THAT MAY BE USED AS DRUG PARAPHERNALIA SHALL BE SOLD FROM BEHIND THE COUNTER AND TO REQUIRE THAT A PURCHASER PROVIDE CERTAIN IDENTIFYING INFORMATION WHEN PURCHASING THESE PRODUCTS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 11. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 688, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF JAMESTOWN, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 787 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR ALTERING, DESTROYING, OR REMOVING THE PERMANENT SERIAL NUMBER OF A FIREARM AND FOR POSSESSING A FIREARM WITH THE SERIAL NUMBER REMOVED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1057 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ABOLISH DEFICIENCY JUDGMENTS IN CERTAIN CASES WHERE THE MORTGAGE IS SECURED BY PRIMARY RESIDENCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1058, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATUTORY HOMESTEAD EXEMPTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

H.B. 1093 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN HOUSING AUTHORITIES TO PROVIDE HOUSING FOR MODERATE-INCOME PERSONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1438, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PILOT PROGRAM TO DETERMINE THE EFFECTIVENESS OF USING VIDEOCONFERENCE TECHNOLOGY TO CONDUCT COURT PROCEEDINGS, OTHER THAN TRIALS, INVOLVING PERSONS IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION AND IN LOCAL CONFINEMENT FACILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

S.B. 668 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A BANK TO PAY DIVIDENDS ON CERTAIN PREFERRED SHARES ISSUED TO THE UNITED STATES TREASURY AND TO ISSUE AND PAY DIVIDENDS ON PREFERRED SHARES TO RECAPITALIZE ITSELF, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

By Representatives Coates and Cole, Vice Chairs, for the Committee on Transportation:

H.B. 487, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO PLACE THE NORTH CAROLINA TOURISM WEB SITE, VISITNC.COM, ON THE STATE'S REGISTRATION PLATES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 706, A BILL TO BE ENTITLED AN ACT TO ENSURE THE ACCESSIBILITY OF HANDICAPPED PARKING IN NORTH CAROLINA

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BY CHANGING THE HANDICAP PLACARD DESIGN TO REFLECT AN EXPIRATION DATE VISIBLE FROM AT LEAST TWENTY FEET TO ENSURE INCREASED ENFORCEMENT AND COLLECTION OF EXPIRED OR REVOKED PLACARDS AND TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO ISSUE PLACARD REGISTRATION CARDS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 882, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION TO REFUSE TO REGISTER A VEHICLE IF THE VEHICLE IS NOT IN COMPLIANCE WITH THE INSPECTIONS REQUIREMENTS, TO CREATE A TEN-DAY WINDOW FOR INSPECTING NEW AND USED VEHICLES REGISTERED IN THIS STATE, TO REQUIRE PROOF OF FINANCIAL RESPONSIBILITY FOR A THREE-DAY TRIP PERMIT, AND TO MAKE TECHNICAL CHANGES TO THE INSPECTION PROGRAM STATUTES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN FUNDING FIXED RAIL PROJECTS THAT DO NOT INCLUDE FEDERAL FUNDS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 406 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF JUSTICE AND THE WILDLIFE RESOURCES COMMISSION TO DEVELOP JOINTLY A PLAN FOR

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CONSTRUCTION OF A FIRING RANGE FOR USE BY CRIMINAL JUSTICE OFFICERS ATTENDING THE WESTERN JUSTICE ACADEMY, LAW ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION AND OTHERS AND FOR A FIRING AND ARCHERY RANGE OPEN AND ACCESSIBLE FOR PUBLIC USE; AND TO PROVIDE THAT ANY FIRING RANGE CONSTRUCTED ON THE GROUNDS OF THE LARRY T. JUSTUS WESTERN JUSTICE ACADEMY SHALL BE AN INDOOR FACILITY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 578, A BILL TO BE ENTITLED AN ACT TO PROHIBIT ATTORNEYS REPRESENTING PARTIES IN A PARTITION ACTION FROM SERVING AS COMMISSIONERS TO DIVIDE THE LAND, EXCEPT BY CONSENT OF THE PARTIES, AND TO SPECIFY WHO MAY NOT HOLD A PARTITION SALE OF PROPERTY AND WHO MAY NOT PURCHASE PROPERTY IN A PARTITION SALE, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1456, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON WHO IS CONVICTED OF A FELONY DRUG OFFENSE AND SENTENCED TO COMMUNITY OR INTERMEDIATE PUNISHMENT SHALL HAVE IMPOSED AS A SPECIAL CONDITION OF PROBATION THAT THE PERSON SHALL NOT OWN OR HAVE A DOG THAT WEIGHS MORE THAN FOURTEEN POUNDS EITHER ON HIS OR HER RESIDENTIAL PREMISES OR IN A MOTOR VEHICLE THE PERSON IS DRIVING AND TO PROVIDE THAT A PERSON CONVICTED OF A FELONY DRUG OFFENSE SHALL NOT OWN OR HAVE A DOG THAT WEIGHS MORE THAN FOURTEEN POUNDS EITHER IN A MOTOR VEHICLE THAT THE PERSON IS DRIVING OR ON HIS OR HER RESIDENTIAL PREMISES FOR A PERIOD OF SIX YEARS AFTER SERVING AN ACTIVE SENTENCE FOR THE

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DRUG FELONY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 466, A BILL TO BE ENTITLED AN ACT CONCERNING APPOINTMENTS OF PHYSICIANS TO THE BOXING ADVISORY COMMISSION, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 744, A BILL TO BE ENTITLED AN ACT TO REQUIRE BOARDS OF DIRECTORS OF CHARTER SCHOOLS TO IMPLEMENT THE GUIDELINES ADOPTED BY THE STATE BOARD OF EDUCATION FOR THE DEVELOPMENT AND IMPLEMENTATION OF INDIVIDUAL DIABETES CARE PLANS AND TO REQUIRE LOCAL BOARDS OF EDUCATION AND BOARDS OF DIRECTORS OF CHARTER SCHOOLS TO REPORT ANNUALLY TO THE STATE BOARD OF EDUCATION ABOUT THEIR COMPLIANCE WITH THESE GUIDELINES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Education.

The committee substitute bill is re-referred to the Committee on Education. The original bill is placed on the Unfavorable Calendar.

H.B. 1055, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MINIMUM FEE FOR COPYING AND SEARCHING MEDICAL RECORDS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

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H.B. 1187, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE HEALTH STATUTES PERTAINING TO HEALTH CARE PERSONNEL AND HEALTH CARE FACILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1298, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EMERGENCY DEPARTMENT DATA AND AMBULATORY SURGICAL DATA ARE INCLUDED IN THE PATIENT DATA SUBMISSION REQUIREMENTS OF THE MEDICAL CARE DATA ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 1384, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SHOPPING CARTS ACT TO PROTECT SHOPPERS FROM EXPOSURE TO GERMS, VIRUSES, BACTERIA, AND OTHER CONTAMINANTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

By Representative Martin, Chair, for the Committee on Pender/New Hanover Redistricting:

H.B. 1621, A BILL TO BE ENTITLED AN ACT TO REALIGN THE DISTRICTS IN PENDER AND NEW HANOVER COUNTIES FOR THE ELECTION OF MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES TO BE IN COMPLIANCE WITH THE ORDER OF THE UNITED STATES SUPREME COURT IN BARTLETT V. STRICKLAND, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

The House stands adjourned at 4:45 p.m.

May 7, 2009

FIFTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 11, 2009

The House meets at 5:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"May Your Holy Presence overshadow us while we work through this busy week. May Your goodness provide us with clarity of vision and wisdom in the over-abundance of decisions we face. May Your forgiveness free us from the guilt of our past and set us free for a brighter tomorrow. May Your mercy guide us in our rising up and in our sitting down as well as in our coming in and our going out. In and through all things Most Merciful God, may we find peace and kindness and generosity in our dealings with each other. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Allred and Carney for today. Representative Stiller is excused for a portion of the Session.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**
20301 Mail Service Center • Raleigh, NC 27699-0301

Beverly Eaves Perdue
Governor

April 29, 2009

May 11, 2009

The Honorable Joe Hackney
Speaker of the House
North Carolina General Assembly
2307 Legislative Building
Raleigh, NC 27603

Dear Speaker Hackney:

Pursuant to North Carolina General Statute § 115C-10, I hereby appoint Reggie Kenan, Patricia Willoughby, and Wayne McDevitt to eight-year terms on the North Carolina State Board of Education and submit their names for confirmation by the North Carolina General Assembly. Their terms shall begin upon confirmation and will expire as listed below.

- Reggie Kenan through 3/31/2017, 2nd Educational District Representative
- Wayne McDevitt through 3/31/2017, 8th Educational District Representative
- Patricia Willoughby through 3/31/2017, At-Large seat

In addition, I have appointed Chris Greene to fill the unexpired term in the 5th Educational District created by the resignation of Howard Lee. Mrs. Greene's term ends March 31, 2013. Under GS § 115C-10, appointments to fill unexpired terms are not subject to confirmation.

Enclosed is biographical information on these appointees. Please feel free to call my staff if you need additional information.

With kindest regards, I remain

Sincerely,
S/ Bev Perdue

The Speaker refers the letter to the Committee on Education.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 1485, A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR RECOVERY OF OVERPAYMENTS TO PROVIDERS

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BY INSURERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 806 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A HOMEOWNERS ASSOCIATION MAKE REASONABLE AND DILIGENT EFFORTS TO LOCATE AND NOTIFY A LOT OWNER PRIOR TO FILING A CLAIM OF LIEN FOR ASSESSMENTS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 12. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

H.B. 243, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TRANSPORTATION AND CUSTODY REQUIREMENTS WHEN LAW ENFORCEMENT OFFICERS TRANSPORT AN INDIVIDUAL PURSUANT TO INVOLUNTARY COMMITMENT PROCEEDINGS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 352, A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL CAPITAL CONSTRUCTION FORMULA IN THE STATE LOTTERY ACT TO PROVIDE FOR DISTRIBUTION OF ALL THE FUNDS BASED ON AVERAGE DAILY MEMBERSHIP, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

H.B. 921, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR THE TRAPPING OF FOXES IN LENOIR COUNTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 12. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 209 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF TAKING INDECENT LIBERTIES WITH A STUDENT TO THE LIST OF SEX OFFENSES THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SEX OFFENDER ISSUES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 650 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO LOITER IN THE CITY OF ROANOKE RAPIDS OR THE TOWN OF FREMONT FOR THE PURPOSE OF VIOLATING THE CONTROLLED SUBSTANCE LAWS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 775, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ALTERNATIVE MEANS OF TESTIMONY FOR CHILDREN AND ADULTS WITH DISABILITIES AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON AUTISM SPECTRUM DISORDER AND PUBLIC SAFETY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1076, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTRICT COURTS TO SUPERVISE DEFENDANTS CONVICTED IN SUPERIOR COURT WHO ARE ASSIGNED TO DRUG TREATMENT COURTS OR PROBLEM-SOLVING COURTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

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H.B. 1165 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE PROVISIONS SET FORTH IN THE PHOTOGRAPHIC VERSION OF THE STANDARD FIRE INSURANCE POLICY; MAKE CONFORMING AMENDMENTS; AND REPEAL THE STATUTE THAT CONTAINS THE PHOTOGRAPHIC VERSION OF THE STANDARD FIRE INSURANCE POLICY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

H.B. 1353, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO ADOPT ORDINANCES THAT PROHIBIT DEED RESTRICTIONS, COVENANTS, EQUITABLE SERVITUDES, OR ANY SIMILAR BINDING AGREEMENTS THAT WOULD PROHIBIT THE INSTALLATION OF SOLAR COLLECTORS, CLOTHESLINES, RAIN BARRELS, GARDEN FENCES, OR ANY OTHER DEVICES DESIGNED TO GENERATE OR CONSERVE ENERGY THROUGH THE USE OF RENEWABLE RESOURCES OR TO CAPTURE, STORE, OR REUSE WATER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Water Resources and Infrastructure.

The committee substitute bill is re-referred to the Committee on Water Resources and Infrastructure. The original bill is placed on the Unfavorable Calendar.

By Representative R. Warren, Chair, for the Committee on Alcoholic Beverage Control:

H.B. 1228, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE ABC COMMISSION TO ADOPT RULES CONCERNING PRIVATE CLUBS, with a favorable report.

Pursuant to Rule 32(a), the bill is re-referred to the Committee on Commerce.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 836 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF REMOVING, DESTROYING,

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OR CIRCUMVENTING THE OPERATION OF AN ELECTRONIC MONITORING DEVICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1419 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE WILDLIFE RESOURCES COMMISSION TO DEVELOP A BAT EVICTION AND EXCLUSION CURRICULUM TO BE USED BY OTHER ASSOCIATIONS OR ORGANIZATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1433 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE IMMUNITY FROM LIABILITY OF PERSONS USING AUTOMATED EXTERNAL DEFIBRILLATORS IN EMERGENCY SITUATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 878, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HEALTH AND HUMAN SERVICES TO IDENTIFY PROGRAMS FOR AIDING IN THE RECOVERY AND REHABILITATION OF EMS PERSONNEL WITH CHEMICAL ADDICTION OR ABUSE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1297, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE CREDENTIALING OF HEALTH CARE PROVIDERS UNDER HEALTH BENEFIT PLANS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Insurance.

The committee substitute bill is re-referred to the Committee on Insurance. The original bill is placed on the Unfavorable Calendar.

H.B. 1331, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAKE AVAILABLE TO THE PUBLIC, AND TO ENCOURAGE HEALTH CARE PROFESSIONALS TO MAKE AVAILABLE TO PREGNANT PATIENTS,

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EDUCATIONAL INFORMATION REGARDING UMBILICAL CORD STEM CELLS AND UMBILICAL CORD BLOOD BANKING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 767 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGING OF FIREARMS FROM OR ACROSS THE RIGHT-OF-WAY OF A PORTION OF STATE ROAD 1862, KNOWN AS JOYNER DRIVE, IN CRAVEN COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

By Representatives Coates and Cole, Vice Chairs, for the Committee on Transportation:

H.B. 884, A BILL TO BE ENTITLED AN ACT TO CLARIFY INSPECTION STATION AND SELF-INSPECTOR RESPONSIBILITIES AND NOTICE REQUIREMENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1312, A BILL TO BE ENTITLED AN ACT TO CHANGE THE APPLICATION OF THE EQUITY FORMULA TO DISTRIBUTIONS OF PROCEEDS DERIVED FROM GARVEE BONDS, TO ADD PUBLIC SERVICE VEHICLE TO THE VEHICLES WHICH ARE COVERED UNDER THE MOVE OVER LAW, TO ALLOW A LAW ENFORCEMENT OFFICER TO REMOVE A VEHICLE FROM A HIGHWAY IF THE OFFICER DEEMS IT A HAZARD TO THE PUBLIC, TO REQUIRE A SIGNED AND SEALED TRAFFIC SIGNAL PLAN FOR PHOTOGRAPHIC TRAFFIC CONTROL SYSTEMS, AND TO MAKE OTHER TECHNICAL CORRECTIONS TO STATUTES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The serial referral to the Committee on Judiciary I is stricken.

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Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 12. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 1329, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE ALL STATUTES RELATED TO EXPUNCTION OF RECORDS IN ONE ARTICLE OF THE GENERAL STATUTES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 12. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer the following bills to the Appropriations Subcommittee on Education:

H.B. 256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE UNIVERSITY OF NORTH CAROLINA AND ITS CONSTITUENT INSTITUTIONS SHALL COUNT CERTAIN FULL SCHOLARSHIP UNDERGRADUATE STUDENTS AS RESIDENTS FOR TUITION PURPOSES AND AS OUT-OF-STATE STUDENTS FOR ANY POLICY LIMITING OUT-OF-STATE UNDERGRADUATE ENROLLMENT.

H.B. 817, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FINANCIAL LITERACY COUNCIL TO COORDINATE AND EXPAND THE STATEWIDE DELIVERY OF FINANCIAL EDUCATION FOR ALL NORTH CAROLINIANS.

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 673** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO TAKE CERTAIN ACTIONS TO IMPROVE SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES, to the Appropriations Subcommittee on Health and Human Services.

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Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 1342**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT NORTH CAROLINA CONTINUES TO BE ELIGIBLE FOR STOP VIOLENCE AGAINST WOMEN FORMULA GRANT PROGRAM FUNDING; AND TO INCREASE THE AUTHORITY OF THE DIRECTOR OF THE CRIME VICTIMS COMPENSATION COMMISSION AND THE COMMISSION ITSELF TO CONSIDER PROXIMATE CAUSE WHEN DETERMINING WHETHER TO MAKE AN AWARD; AND TO MAKE VARIOUS OTHER CHANGES TO THE RAPE VICTIMS ASSISTANCE PROGRAM, to the Appropriations Subcommittee on Justice and Public Safety.

CALENDAR

Action is taken on the following:

H.B. 565 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW UNION COUNTY TO ADJUST ITS FIRE PROTECTION FEES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 105.

Voting in the negative: Representatives Brown, Cleveland, Folwell, Gillespie, Gulley, Hilton, Holloway, Killian, and Moore - 9.

Excused absences: Representatives Allred, Carney, and Stiller - 3.

H.B. 992, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF LANDIS, passes its third reading, by the following vote, and is ordered sent to the Senate.

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Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Allred, Carney, and Stiller - 3.

H.J.R. 364, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THREE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION.

On motion of Representative Lucas and without objection, the resolution is withdrawn from the Calendar and re-referred to the Committee on Education.

H.B. 538 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO MAINTAIN A CAMPUS POLICE AGENCY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 633, A BILL TO BE ENTITLED AN ACT RELATING TO THE MANNER OF ELECTION AND ORGANIZATION OF THE BOARD OF COMMISSIONERS OF YANCEY COUNTY, passes its second reading.

A division having been called the bill passes its second reading by electronic vote (68-48).

Representative K. Alexander states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (69-48).

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORITY OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO LOCATE AND ACQUIRE RIGHT-OF-WAY FOR THE LOCATION, ABOVE OR BELOW GROUND, OF FIBER-OPTIC CABLE.

Pursuant to Rule 24.1A(c), the request that Representative Gibson be excused from voting on May 6 is continued.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 116.

Voting in the negative: None.

Excused absences: Representatives Allred and Carney - 2.

Excused vote: Representative Gibson.

H.B. 1523 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REWRITE THE NORTH CAROLINA MORTGAGE LENDING ACT IN ORDER TO CONFORM TO THE REQUIREMENTS OF FEDERAL LAW, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr,

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Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 113.

Voting in the negative: Representatives Folwell, Johnson, and Killian - 3.

Excused absences: Representatives Allred and Carney - 2.

H.B. 116 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CONCERNING MANAGEMENT AND PROTECTION OF RAILROAD CORRIDORS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON A COMPREHENSIVE RAIL SERVICE PLAN FOR NORTH CAROLINA.

Pursuant to Rule 24.1A, Representative Gibson requests that he be excused from voting on this bill. This request is granted.

Representative Tillis offers Amendment No. 1.

Representative Tillis withdraws Amendment No. 1.

Representative Stam offers Amendment No. 2 which is adopted by electronic vote (115-1).

Representative Yongue states that his voting equipment malfunctioned and he requests to change his vote from "no" to "aye". This request is granted. The adjusted vote total is (116-0).

The bill, as amended, passes its second reading, by electronic vote (82-34).

Representative Rapp objects to the third reading. The bill remains on the Calendar.

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H.B. 266 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT, MAINTAIN, AND PUBLISH STATISTICS ON THE USE OF DEADLY FORCE BY LAW ENFORCEMENT WHICH RESULTS IN DEATH, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 365, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.B. 439, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FINANCIAL LOSS TO COUNTIES AND CITIES FOR UNREIMBURSED COUNTY OR CITY AMBULANCE SERVICES PROVIDED TO STATE HEALTH PLAN MEMBERS BY REQUIRING THE STATE HEALTH PLAN TO MAKE PAYMENTS FOR COUNTY OR CITY AMBULANCE SERVICES DIRECTLY OR CO-PAYABLE TO THE COUNTY OR CITY AMBULANCE SERVICE PROVIDER, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 490 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL PURCHASING FLEXIBILITY TO COMMUNITY COLLEGES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 642 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

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Representative Yongue requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 672 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO LOCAL MANAGEMENT ENTITIES USE OF STATE FUNDS FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITY, AND SUBSTANCE ABUSE SERVICES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of the Speaker, the House recesses at 6:02 p.m., pursuant to receipt of Committee Reports and Messages from the Senate.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 283, A BILL TO BE ENTITLED AN ACT CLARIFYING THE DEFINITION OF BROADBAND INTERNET ACCESS IN NORTH CAROLINA, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Public Utilities.

The committee substitute bill is re-referred to the Committee on Public Utilities. The original bill is placed on the Unfavorable Calendar.

H.B. 1213, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF BROADBAND SERVICE TO ENCOURAGE DEPLOYMENT OF COMPETITIVE INTERNET PROTOCOL-ENABLED SERVICES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Public Utilities.

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The committee substitute bill is re-referred to the Committee on Public Utilities. The original bill is placed on the Unfavorable Calendar.

H.B. 1299, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CUSTODY OF A MINOR CHILD BY DEFINING VISITATION TO INCLUDE VISITATION BY ELECTRONIC COMMUNICATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

H.B. 1307, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT POSSESSION OF CERTAIN PRESCRIPTION DRUGS IS NOT PUNISHABLE AS TRAFFICKING IN OPIUM OR HEROIN AND TO SET OUT THE CRIMINAL PENALTY FOR THAT OFFENSE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1447 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE IDENTITY OF AN INDIVIDUAL WHO PROVIDES A TIP FOR AN UNSOLVED CASE THROUGH CRIME STOPPERS OR SIMILAR ORGANIZATIONS IS NOT A PUBLIC RECORD, TO PROVIDE THAT THE COMMUNICATION RECEIVED BY A CRIME STOPPERS ORGANIZATION IS NOT SUBJECT TO DISCOVERY OR ADMISSIBLE IN A COURT PROCEEDING, AND TO PROVIDE THAT A LAW ENFORCEMENT AGENCY HAS A DUTY TO MAINTAIN THE CONFIDENTIALITY OF A CRIME STOPPERS TIP, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 1022, A BILL TO BE ENTITLED AN ACT RELATING TO THE DURATION OF THE COMPENSATION FOR TOTAL DISABILITY UNDER THE WORKERS' COMPENSATION ACT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

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The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 617, A BILL TO BE ENTITLED AN ACT TO PREVENT POTENTIAL CONFLICTS OF INTEREST BY PERSONS EMPLOYED BY THE STATE OR ACTING AS AGENTS OF THE STATE WITHIN LOCAL HEALTH DEPARTMENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

H.B. 782, A BILL TO BE ENTITLED AN ACT TO (1) REQUIRE LOCAL GOVERNMENTS TO ADOPT ORDINANCES TO REGULATE SITE PLANNING, DESIGN, AND CONSTRUCTION OF ARTIFICIAL SLOPES IN MOUNTAINOUS AREAS TO PROMOTE SAFE AND STABLE SLOPES FOR DEVELOPMENT, TO REDUCE THE LIKELIHOOD OF SLOPE FAILURES ON DEVELOPED OR DISTURBED LAND, AND TO PROTECT HUMAN SAFETY AND PROPERTY; (2) DIRECT THE SEDIMENTATION CONTROL COMMISSION TO ASSIST LOCAL GOVERNMENTS IN DEVELOPMENT AND IMPLEMENTATION OF SAFE SLOPE CONSTRUCTION PROGRAMS AND TO DEVELOP A MODEL ORDINANCE; AND (3) PROVIDE FOR DISCLOSURE OF INFORMATION TO PURCHASERS OF PROPERTIES LOCATED IN CERTAIN AREAS DESIGNATED ON STABILITY INDEX MAPS PREPARED BY THE NORTH CAROLINA GEOLOGICAL SURVEY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The serial referral to the Committee on Finance is stricken.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

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H.B. 924, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1175, A BILL TO BE ENTITLED AN ACT TO UPDATE THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITTING REQUIREMENTS FOR CONFINED ANIMAL FEEDING OPERATIONS (CAFOS), with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1287 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL STATE AGENCIES TO RECYCLE ALL SPENT FLUORESCENT LIGHTS AND MERCURY THERMOSTATS; REQUIRE THE REMOVAL OF ALL FLUORESCENT LIGHTS AND MERCURY THERMOSTATS FROM BUILDINGS PRIOR TO DEMOLITION; AND BAN MERCURY-CONTAINING PRODUCTS FROM UNLINED LAND-FILLS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 12. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1378 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE OWNER OR OPERATOR OF CERTAIN MARINAS SHALL INSTALL AND MAINTAIN PUMPOUT FACILITIES BY JULY 1, 2010, TO PROHIBIT THE DISCHARGE OF EFFLUENT FROM A VESSEL INTO CERTAIN COASTAL WATERS, TO REQUIRE THE OWNER OR OPERATOR OF ANY MARINA WHO KNOWS THAT A VESSEL DOCKED AT THE MARINA HAS UNLAWFULLY DISCHARGED SEWAGE INTO COASTAL WATERS TO REPORT THE UNLAWFUL DISCHARGE TO THE APPROPRIATE LAW ENFORCEMENT AGENCY, TO REQUIRE VESSEL OWNERS AND OPERATORS TO KEEP A LOG REGARDING THE DATE AND LOCATION OF PUMPOUTS, AND TO PROVIDE THAT A PILOT PROGRAM IN NEW HANOVER COUNTY SHALL BE DESIGNED AND IMPLEMENTED BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO BEGIN PHASING IN THE PUMPOUT STATION REQUIREMENTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 12. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1388, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PUBLIC NOTICE REQUIREMENT REGARDING A PROSPECTIVE DEVELOPER'S INTENT TO REDEVELOP A BROWNFIELDS PROPERTY AND TO REMOVE THE CONDITION UNDER WHICH THE REGISTER OF DEEDS IS NOT REQUIRED TO RECORD THE CANCELLATION OF THE NOTICE OF BROWNFIELDS PROPERTY AFTER THE HAZARDS HAVE BEEN ELIMINATED, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 239 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IMPROVEMENTS IN THE MANAGEMENT OF THE JORDAN WATERSHED IN ORDER TO RESTORE WATER QUALITY IN THE JORDAN RESERVOIR, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 12. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 334 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE SKIER SAFETY STATUTES TO CLARIFY THE RESPECTIVE DUTIES OF SKI AREA OPERATORS AND SKIERS AND TO MAKE OTHER RELATED CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 388 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE THREE THOUSAND DOLLAR OR LESS EXEMPTION FOR CAMPAIGN REPORTING FOR CANDIDATES FOR MUNICIPAL OFFICE, SOIL AND WATER CONSERVATION DISTRICT BOARDS OF SUPERVISORS, AND SANITARY DISTRICT BOARDS

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TO FIVE HUNDRED DOLLARS OR LESS AND TO ELIMINATE THE THREE THOUSAND DOLLAR OR LESS EXEMPTION FOR CAMPAIGN REPORTING FOR CANDIDATES FOR ALL OTHER OFFICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 710, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CLAYTON TO USE ELECTRONIC MEANS TO PROVIDE PUBLIC NOTICE FOR CERTAIN PUBLIC HEARINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1136, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CERTAIN EXECUTIVE BRANCH EMPLOYEES FROM REGISTERING AS A LOBBYIST FOR SIX MONTHS AFTER LEAVING EMPLOYMENT WITH THE STATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1421 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ELECTION LAWS RELATED TO VOTING EQUIPMENT, PREPARATION OF BALLOTS, AND TO THE DUTIES OF THE COUNTY BOARDS OF ELECTIONS AND THE STATE BOARD OF ELECTIONS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 12. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 636 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE SCHOOL CALENDAR LAW TO ALLOW LOCAL BOARDS OF EDUCATION TO EXTEND THE CLOSING DATE FOR STUDENTS BY THREE DAYS UNTIL JUNE 13 TO PROVIDE FOR MAKEUP DAYS DUE TO INCLEMENT WEATHER OR EMERGENCY CONDITIONS AND IF ADDITIONAL MAKEUP DAYS ARE STILL NEEDED, TO USE UP TO TWO PROTECTED TEACHER WORKDAYS, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN THE AUTHORIZED PURPOSES FOR SPECIAL ASSESSMENTS FOR CRITICAL INFRASTRUCTURE NEEDS WITH THE PURPOSES OF PROJECT DEVELOPMENT FINANCING, CLARIFY THE LAW CONCERNING FINANCING A PROJECT FOR WHICH ASSESSMENTS MAY BE PLEDGED, AND EXEMPT PRIVATE ENTITIES THAT IMPLEMENT PROJECTS FOR WHICH ASSESSMENTS MAY BE PLEDGED FROM THE COMPETITIVE BIDDING REQUIREMENTS OF LOCAL GOVERNMENTS, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

S.B. 252 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN LOCAL EMERGENCY MANAGEMENT CAPABILITIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Homeland Security, Military, and Veterans Affairs.

S.B. 253 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH STATUTORILY THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

S.B. 254, A BILL TO BE ENTITLED AN ACT TO ALLOW MUTUAL AID AGREEMENTS BETWEEN THE STATE AND POLITICAL SUBDIVISIONS OF THE STATE, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

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S.B. 255 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY EMERGENCY MANAGEMENT CERTIFICATION PROGRAM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

S.B. 324, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON AN ACT TO EXEMPT FROM PRIOR AUTHORIZATION REQUIREMENTS FOR PRESCRIPTION DRUGS UNDER THE MEDICAID PROGRAM ANTIHEMOPHILIC DRUGS PRESCRIBED FOR THE TREATMENT OF HEMOPHILIA AND BLOOD DISORDERS, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

S.B. 514 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE CERTAIN MAGISTRATES WITH THE AUTHORITY TO PROVIDE FOR THE APPOINTMENT OF COUNSEL WHEN AUTHORIZED BY THE CHIEF DISTRICT JUDGE, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

S.B. 526 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE SCHOOL VIOLENCE PREVENTION ACT AND TO DEFINE BULLYING OR HARASSING BEHAVIOR AS USED IN THE ACT AS ANY PATTERN OF GESTURES OR WRITTEN, ELECTRONIC, OR VERBAL COMMUNICATIONS, OR ANY PHYSICAL ACT OR ANY THREATENING COMMUNICATION, THAT TAKES PLACE ON SCHOOL PROPERTY, AT ANY SCHOOL-SPONSORED FUNCTION, OR ON A SCHOOL BUS, AND THAT PLACES A STUDENT OR SCHOOL EMPLOYEE IN ACTUAL AND REASONABLE FEAR OF HARM TO HIS OR HER PERSON OR DAMAGE TO HIS OR HER PROPERTY; OR CREATES OR IS CERTAIN TO CREATE A HOSTILE ENVIRONMENT BY SUBSTANTIALLY INTERFERING WITH OR IMPAIRING A STUDENT'S EDUCATIONAL PERFORMANCE, OPPORTUNITIES, OR BENEFITS; TO DEFINE HOSTILE ENVIRONMENT AS USED IN THE ACT AS MEANING THE VICTIM SUBJECTIVELY VIEWS THE CONDUCT AS BULLYING OR HARASSING BEHAVIOR AND THE CONDUCT IS OBJECTIVELY SEVERE OR PERVASIVE ENOUGH THAT A REASONABLE PERSON WOULD AGREE THAT IT IS BULLYING OR HARASSING BEHAVIOR; TO PROVIDE THAT BULLYING OR HARASSING BEHAVIOR INCLUDES,

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BUT IS NOT LIMITED TO, ACTS REASONABLY PERCEIVED AS BEING MOTIVATED BY ANY ACTUAL OR PERCEIVED DIFFERENTIATING CHARACTERISTIC, SUCH AS RACE, COLOR, RELIGION, ANCESTRY, NATIONAL ORIGIN, GENDER, SOCIOECONOMIC STATUS, ACADEMIC STATUS, GENDER IDENTITY, PHYSICAL APPEARANCE, SEXUAL ORIENTATION, OR MENTAL, PHYSICAL, DEVELOPMENTAL, OR SENSORY DISABILITY, OR BY ASSOCIATION WITH A PERSON WHO HAS OR IS PERCEIVED TO HAVE ONE OR MORE OF THESE CHARACTERISTICS; AND TO REQUIRE ALL LOCAL SCHOOL ADMINISTRATIVE UNITS TO ADOPT A POLICY PROHIBITING BULLYING AND HARASSING BEHAVIOR AS REQUIRED BY THE ACT, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Judiciary I.

S.B. 567 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE USE OF ELECTRICITY DEMAND REDUCTION TO SATISFY RENEWABLE ENERGY PORTFOLIO STANDARDS, is read the first time and referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Public Utilities.

S.B. 605 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DEPOSIT OF MONEY OF A WARD'S ESTATE INTO ANY FINANCIAL INSTITUTION AND TO MAKE OTHER CLARIFYING CHANGES, is read the first time and referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

S.B. 606 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROCEDURE FOR PROVIDING NOTICE TO CREDITORS WITHOUT ESTATE ADMINISTRATION WHEN A DECEDENT DIES LEAVING NO PROPERTY SUBJECT TO PROBATE AND TO MAKE A TECHNICAL CORRECTION TO THE PROVISION PROVIDING FOR COSTS IN THE ADMINISTRATION OF ESTATES, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

S.B. 643, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PROSPECTIVE EMPLOYEE REQUIRED TO SUBMIT TO A CONTROLLED SUBSTANCE EXAMINATION WHOSE FIRST SCREENING TEST PRODUCES A POSITIVE RESULT MAY WAIVE A SECOND EXAMINATION THAT IS INTENDED TO CONFIRM THE RESULTS,

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is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

S.B. 724, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR CERTAIN PAYMENTS OF AN ESTATE WHILE A CAVEAT IS PENDING, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

S.B. 778 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE THAT MAJOR DEVELOPMENTS SUBJECT TO PERMITTING UNDER THE COASTAL AREA MANAGEMENT ACT ARE EXEMPT FROM THE ENVIRONMENTAL POLICY ACT, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

S.B. 809 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEMBER OF THE ARMED FORCES OR OF A RESERVE COMPONENT OF THE ARMED FORCES TO RENEW A DRIVERS LICENSE UPON RECEIPT OF DEPLOYMENT ORDERS, AND TO ALLOW A SIXTY-DAY GRACE PERIOD FOR AN EXPIRED LICENSE UPON RELEASE FROM ACTIVE DUTY OUTSIDE OF THE UNITED STATES, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Transportation.

S.B. 922 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXCLUDE RESEARCH THAT CANNOT BE CONDUCTED WITHIN THE STATE FROM ELIGIBILITY CALCULATIONS FOR GRANTS FROM THE ONE NORTH CAROLINA SMALL BUSINESS PROGRAM, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

S.B. 967 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE THE YADKIN RIVER TRUST IN ORDER TO: (1) DEVELOP THE YADKIN RIVER IN DAVIDSON, MONTGOMERY, ROWAN, AND STANLY COUNTIES AS AN INSTRUMENTALITY OF INTRASTATE, INTERSTATE, AND FOREIGN COMMERCE AND NAVIGATION; (2) ACQUIRE AND OPERATE THE YADKIN PROJECT, AN EXISTING HYDROELECTRIC FACILITY, AND TO AUTHORIZE ISSUANCE OF BONDS AND NOTES BY THE TRUST FOR THAT

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PURPOSE; AND (3) PRODUCE, DISTRIBUTE, AND SELL HYDRO-ELECTRIC POWER FROM EXISTING OR NEW HYDROELECTRIC FACILITIES, is read the first time and referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Public Utilities, and, if favorable, to the Committee on Finance.

S.B. 981 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GIVE THE COMMISSIONER OF INSURANCE DISCRETION TO WAIVE THE MINIMUM POLICYHOLDERS POSITION REQUIREMENT UNDER CERTAIN CIRCUMSTANCES FOR MORTGAGE GUARANTY INSURERS, is read the first time and referred to the Committee on Financial Institutions and, if favorable, to the Committee on Insurance.

S.B. 1008, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A FEE FOR BONUS ANTLERLESS DEER TAGS, is read the first time and referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Finance.

S.B. 1009, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE WILDLIFE RESOURCES COMMISSION TO PROVIDE EXEMPTIONS FROM HUNTING LICENSE REQUIREMENTS FOR SPECIAL EVENTS, is read the first time and referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Finance.

S.B. 1010, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE WILDLIFE RESOURCES COMMISSION TO ADOPT SEASON STRUCTURES FOR MIGRATORY GAME BIRD SEASONS AND TO ALLOW THE USE OF UNPLUGGED SHOTGUNS AND ELECTRONIC CALLS, is read the first time and referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary III.

S.B. 1011 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE SIZES OF TRAPS FOR TAKING WILD ANIMALS, is read the first time and referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary III.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H.B. 780 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE NORTH CAROLINA BUILDING CODE EXEMPTION FOR FARM BUILDINGS TO INCLUDE EQUINE ARENAS

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USED FOR LESSONS OFFERED TO THE GENERAL PUBLIC, AND OTHER EQUINE ACTIVITIES, BUT NOT FOR SPECTATOR EVENTS, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 787 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR ALTERING, DESTROYING, OR REMOVING THE PERMANENT SERIAL NUMBER OF A FIREARM AND FOR POSSESSING A FIREARM WITH THE SERIAL NUMBER REMOVED, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

Representative Wiley states that her voting equipment malfunctioned and she requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (112-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 722 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN DEVICES THAT MAY BE USED AS DRUG PARAPHERNALIA.

Representative Hilton offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 794 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SUBSTITUTION OF TRUSTEES IN MORTGAGES AND DEEDS OF TRUST passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1621, A BILL TO BE ENTITLED AN ACT TO REALIGN THE DISTRICTS IN PENDER AND NEW HANOVER COUNTIES FOR THE ELECTION OF MEMBERS OF THE NORTH CAROLINA HOUSE OF

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REPRESENTATIVES TO BE IN COMPLIANCE WITH THE ORDER OF THE UNITED STATES SUPREME COURT IN BARTLETT V. STRICKLAND, passes its second reading by electronic vote (116-1).

Representative Stam objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Rapp withdraws his objection to the third reading of **H.B. 116** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CONCERNING MANAGEMENT AND PROTECTION OF RAILROAD CORRIDORS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON A COMPREHENSIVE RAIL SERVICE PLAN FOR NORTH CAROLINA, and the bill is before the Body.

Representative Tillis re-submits Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its third reading, by electronic vote (91-25), and is ordered engrossed and sent to the Senate.

CALENDAR (continued)

H.B. 816 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE SPECIAL SEPARATION ALLOWANCE PROVIDED TO LAW ENFORCEMENT OFFICERS UNDER THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 827 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE LEAVING AN UNATTENDED CHILD IN A MOTOR VEHICLE UNLAWFUL, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 912 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE STATE AND LOCAL GOVERNMENT TO USE MILITARY VETERAN CONTRACTORS.

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Pursuant to Rule 24.1A, Representative West requests that he be excused from voting on this bill because he is a veteran contractor. This request is granted.

The bill passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 964 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISCRETIONARY POWERS OF THE INSURANCE GUARANTY ASSOCIATION TO ALLOW IT TO CONTRACT AS A SERVICING FACILITY FOR OTHER ENTITIES AND CONFORM THE ASSOCIATION'S STATUTORY IMMUNITY, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

Representative Goforth requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1057 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ABOLISH DEFICIENCY JUDGMENTS IN CERTAIN CASES WHERE THE MORTGAGE IS SECURED BY PRIMARY RESIDENCE, passes its second reading by electronic vote (75-42).

Representative Stam objects to the third reading. The bill remains on the Calendar.

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET PROVISION OF THE ACT THAT STRENGTHENED THE AUTHORITY OF THE STATE VETERINARIAN TO PREVENT AND CONTROL AN OUTBREAK OF FOOT-AND-MOUTH DISEASE AND OTHER FOREIGN ANIMAL DISEASES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1090, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF TOTAL AND PARTIAL UNEMPLOYMENT RELATING TO THE TREATMENT OF SEVERANCE PAY UNDER THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA, passes its second reading, by electronic vote (114-3), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 1093 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN HOUSING AUTHORITIES TO PROVIDE HOUSING FOR MODERATE-INCOME PERSONS, passes its second reading, by electronic vote (97-20), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO ENABLE COMPANY POLICE AGENCIES OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO ENTER INTO MUTUAL AID AGREEMENTS WITH OTHER LAW ENFORCEMENT AGENCIES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1129, A BILL TO BE ENTITLED AN ACT TO CLARIFY A SILVER ALERT MAY BE ISSUED FOR A PERSON OF ANY AGE WHO IS BELIEVED TO BE SUFFERING FROM DEMENTIA OR OTHER COGNITIVE IMPAIRMENT, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1190 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND STRENGTHEN THE LAW REGARDING THE PRESERVATION OF DNA AND BIOLOGICAL EVIDENCE THAT IS RELATED TO A CRIMINAL OFFENSE AND A DEFENDANT'S ACCESS TO THAT EVIDENCE, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1281 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL OVERSIGHT OF COUNTY BOARD OF ELECTION EMPLOYEES TO THE STATE BOARD OF ELECTIONS IN ORDER TO PROVIDE GREATER CONSISTENCY IN THE ADMINISTRATION OF ELECTIONS, passes its second reading, by electronic vote (114-2), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 1438, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PILOT PROGRAM TO DETERMINE THE EFFECTIVENESS OF USING VIDEOCONFERENCE TECHNOLOGY TO CONDUCT COURT PROCEEDINGS, OTHER THAN TRIALS, INVOLVING PERSONS IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION AND IN LOCAL CONFINEMENT FACILITIES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1504 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER THE NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF TEACHING TO THE STATE BOARD OF EDUCATION, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 668 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A BANK TO PAY DIVIDENDS ON CERTAIN PREFERRED SHARES ISSUED TO THE UNITED STATES TREASURY AND TO ISSUE AND PAY DIVIDENDS ON PREFERRED SHARES TO RECAPITALIZE ITSELF, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

INTRODUCTION OF PAGES

Pages for the week of May 11 are introduced to the membership. They are: Lindsay Blackburn of Guilford; Robert Lytle of Colonial Heights, Virginia; Mitchell Marlowe of Springfield Gardens, New York; Andrew McClure of Guilford; Ryan McDaniel of Iredell; Ryan McMillan of Wake; Patrick Paul of Nassau, Bahamas; William Reuther of Philadelphia, Pennsylvania; Amber Schurr of Mecklenburg; Christian Shelton of Guilford; and Taylor Turnas of Randolph.

All Pages this week are cadets at Oak Ridge Military Academy, Oak Ridge, North Carolina.

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BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 406** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF JUSTICE AND THE WILDLIFE RESOURCES COMMISSION TO DEVELOP JOINTLY A PLAN FOR CONSTRUCTION OF A FIRING RANGE FOR USE BY CRIMINAL JUSTICE OFFICERS ATTENDING THE WESTERN JUSTICE ACADEMY, LAW ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION AND OTHERS AND FOR A FIRING AND ARCHERY RANGE OPEN AND ACCESSIBLE FOR PUBLIC USE; AND TO PROVIDE THAT ANY FIRING RANGE CONSTRUCTED ON THE GROUNDS OF THE LARRY T. JUSTUS WESTERN JUSTICE ACADEMY SHALL BE AN INDOOR FACILITY, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 12.

On motion of Representative Owens and without objection, **H.B. 456** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND ORGANIZATIONAL CHANGES TO THE LAW REGARDING THE LICENSURE AND INSPECTION OF FACILITIES FOR AGED AND DISABLED INDIVIDUALS, is withdrawn from the Committee on Finance and pursuant to Rule 36(b), is placed on the Calendar of May 12.

On motion of Representative Owens and without objection, **H.B. 506** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFICATIONS TO THE ENTITLEMENT TO COUNSEL AND THE PROCEDURES FOR APPOINTMENT, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 12.

On motion of Representative Owens and without objection, **H.B. 757**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE TWO HIGH SCHOOLS IN THE ORANGE COUNTY SCHOOL ADMINISTRATIVE UNIT AS TECHNOLOGY HIGH SCHOOLS, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 12.

On motion of Representative Owens and without objection, **H.B. 1196** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE AND TO REMOVE

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CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, is withdrawn from the Committee on Finance and pursuant to Rule 36(b), is placed on the Calendar of May 12.

On motion of Representative Owens and without objection, **H.B. 1294** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO PROVIDE PREMIUM SUBSIDIES IF FUNDS ARE AVAILABLE AND TO REQUIRE INSURERS TO NOTIFY APPLICANTS FOR HEALTH INSURANCE COVERAGE ABOUT THE EXISTENCE OF THE POOL, is withdrawn from the Committee on Judiciary II and pursuant to Rule 36(b), is placed on the Calendar.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1269** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY OR CITY TO USE EXCESS FACILITY FEES WITHOUT THE APPROVAL OF THE ADMINISTRATIVE OFFICE OF THE COURTS, TO ADD TO THE DIRECTOR'S POWERS AND DUTIES THE ESTABLISHMENT AND STAFFING OF AN INTERNAL AUDITING DIVISION FOR THE JUDICIAL DEPARTMENT, TO MODIFY CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, AND TO CLARIFY THE EMERGENCY POWERS OF THE CHIEF JUSTICE, is withdrawn from the Committee on Finance and re-referred to the Committee on Appropriations.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1460** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE LAND LOSS PREVENTION PROJECT, THE COALITION OF FARM AND RURAL FAMILIES, THE SOUTHERN COALITION FOR SOCIAL JUSTICE, AND THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND ADVISORY COMMITTEE TO COLLABORATE TO STUDY AND IMPLEMENT BEST PRACTICES TO REDUCE LAND LOSS AMONG HEIR PROPERTY OWNERS AND OTHER JOINT OWNERS OF REAL PROPERTY, PARTICULARLY IN RURAL AREAS, is withdrawn from the Committee on Ways and Means/Broadband Connectivity and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1480** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY EXPANDING THE PERMITTED USES OF 911

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FUNDS BY PUBLIC SAFETY ANSWERING POINTS IN THE STATE, is withdrawn from the Committee on Finance and re-referred to the Committee on Rules, Calendar, and Operations of the House.

Representative Owens moves, seconded by Representative Hughes, that the House adjourn, subject to the receipt of Committee Reports, to reconvene May 12 at 3:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 593, A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL STARTING DATE FOR STUDENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 615 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING BUSINESS TRUSTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 12. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 829, A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXCEPTION FOR TWO-COUNTY INDUSTRIAL PARKS FOR DEVELOPMENT TIER DESIGNATION PURPOSES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1084 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LIQUEFIED PETROLEUM GAS LAW TO CREATE CLASSES OF DEALERS FOR THE PURPOSE OF INSURANCE

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REQUIREMENTS, TO CLARIFY THE AUTHORITY TO CONDUCT INSPECTIONS, TO INCREASE CIVIL PENALTIES, AND TO MAKE TECHNICAL CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1182, A BILL TO BE ENTITLED AN ACT AUTHORIZING CLERKS OF THE SUPERIOR COURTS OF THIS STATE TO DETERMINE WHETHER AN EASEMENT SHOULD BE RELOCATED IN A SPECIAL PROCEEDING, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1210, A BILL TO BE ENTITLED AN ACT TO FACILITATE OBTAINING FEDERAL WAIVERS THAT ARE NECESSARY TO ENSURE ADEQUATE GASOLINE SUPPLIES THROUGHOUT THE STATE; TO ALLOW THE GOVERNOR TO ENABLE BUSINESSES THAT SELL ITEMS CONSUMED OR USED TO SUSTAIN LIFE, HEALTH, SAFETY, OR ECONOMIC WELL-BEING TO BE EXEMPT FROM LOCAL CURFEWS; AND TO MAKE VARIOUS OTHER CHANGES THAT WILL FACILITATE POPULACE ACCESS TO EMERGENCY SUPPLIES AND SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

H.B. 1265, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PRIVATE PERSONNEL SERVICES, JOB LISTING SERVICES, AND INDIVIDUALS PROVIDE A NOTICE TO POTENTIAL CUSTOMERS CONCERNING IDENTITY THEFT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 1289 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FORBID CONTRACTING AS LOTTERY RETAILERS BUSINESSES WHO PRIMARILY CASH CHECKS, DRAFTS, OR MONEY ORDERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

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H.B. 1478, A BILL TO BE ENTITLED AN ACT TO PROTECT THE SEAL OF A LICENSED DESIGN PROFESSIONAL IN BUILDING INSPECTION DOCUMENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

The House stands adjourned at 8:40 p.m.

SIXTIETH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 12, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Dr. Byron Wade, Minister of Davie Street Presbyterian Church, Raleigh, North Carolina:

"Eternal and Creator, God, who is the source of all wisdom, we praise You for all things. As Your Spirit has brought us to this place today, we ask that You may guide and bless the Legislature for this Session. May they be guided by Your will and the laws of this State to empower, encourage, and strengthen the citizens of the State of North Carolina. Help them to do everything to glorify Your name. All praise be Yours, now and forever. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney and Cotham for today. Representative Rhyne is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 668, AN ACT TO ALLOW A BANK TO PAY DIVIDENDS ON CERTAIN PREFERRED SHARES ISSUED TO THE UNITED STATES

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TREASURY AND TO ISSUE AND PAY DIVIDENDS ON PREFERRED SHARES TO RECAPITALIZE ITSELF.

CALENDAR

Action is taken on the following:

H.B. 650 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO LOITER IN THE CITY OF ROANOKE RAPIDS OR THE TOWN OF FREMONT FOR THE PURPOSE OF VIOLATING THE CONTROLLED SUBSTANCE LAWS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 710, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CLAYTON TO USE ELECTRONIC MEANS TO PROVIDE PUBLIC NOTICE FOR CERTAIN PUBLIC HEARINGS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 757, A BILL TO BE ENTITLED AN ACT TO DESIGNATE TWO HIGH SCHOOLS IN THE ORANGE COUNTY SCHOOL ADMINISTRATIVE UNIT AS TECHNOLOGY HIGH SCHOOLS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 767 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGING OF FIREARMS FROM OR ACROSS THE RIGHT-OF-WAY OF A PORTION OF STATE ROAD 1862, KNOWN AS JOYNER DRIVE, IN CRAVEN COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 921 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR THE TRAPPING OF FOXES IN LENOIR COUNTY AND TO AMEND THE LAW ESTABLISHING A SEASON FOR TAKING FOXES WITH WEAPONS AND BY TRAPPING IN JOHNSTON COUNTY, passes its second reading and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 924, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1196 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, passes its second reading, by a three-fifths majority vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Carney and Cotham - 2.

Representative Gibson requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-0).

H.B. 1057 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ABOLISH DEFICIENCY JUDGMENTS IN CERTAIN CASES WHERE THE MORTGAGE IS SECURED BY PRIMARY RESIDENCE.

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Representative Stam offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its third reading, by electronic vote (67-46), and is ordered engrossed and sent to the Senate.

Representative Mobley states that her voting equipment malfunctioned and she requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (68-46).

H.B. 1621, A BILL TO BE ENTITLED AN ACT TO REALIGN THE DISTRICTS IN PENDER AND NEW HANOVER COUNTIES FOR THE ELECTION OF MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES TO BE IN COMPLIANCE WITH THE ORDER OF THE UNITED STATES SUPREME COURT IN BARTLETT V. STRICKLAND, passes its third reading, by electronic vote (113-1), and is ordered sent to the Senate.

H.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND ORGANIZATIONAL CHANGES TO THE LAW REGARDING THE LICENSURE AND INSPECTION OF FACILITIES FOR AGED AND DISABLED INDIVIDUALS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, and Wray - 113.

Voting in the negative: None.

Excused absences: Representatives Carney and Cotham - 2.

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H.B. 209 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF TAKING INDECENT LIBERTIES WITH A STUDENT TO THE LIST OF SEX OFFENSES THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SEX OFFENDER ISSUES, passes its second reading by electronic vote (110-4).

Representative Stam objects to the third reading. The bill remains on the Calendar.

H.B. 239 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IMPROVEMENTS IN THE MANAGEMENT OF THE JORDAN WATERSHED IN ORDER TO RESTORE WATER QUALITY IN THE JORDAN RESERVOIR, passes its second reading, by electronic vote (106-8), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 334 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE SKIER SAFETY STATUTES TO CLARIFY THE RESPECTIVE DUTIES OF SKI AREA OPERATORS AND SKIERS AND TO MAKE OTHER RELATED CHANGES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Stam withdraws his objection to the third reading of **H.B. 209** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF TAKING INDECENT LIBERTIES WITH A STUDENT TO THE LIST OF SEX OFFENSES THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SEX OFFENDER ISSUES, and the bill is before the Body.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its third reading, by electronic vote (111-1), and is ordered engrossed and sent to the Senate.

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Representative Allred states that his voting equipment malfunctioned and he requests to change his vote from "no" to "aye". This request is granted. The adjusted vote total is (112-0).

CALENDAR (continued)

H.B. 388 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE THREE THOUSAND DOLLAR OR LESS EXEMPTION FOR CAMPAIGN REPORTING FOR CANDIDATES FOR MUNICIPAL OFFICE, SOIL AND WATER CONSERVATION DISTRICT BOARDS OF SUPERVISORS, AND SANITARY DISTRICT BOARDS TO FIVE HUNDRED DOLLARS OR LESS AND TO ELIMINATE THE THREE THOUSAND DOLLAR OR LESS EXEMPTION FOR CAMPAIGN REPORTING FOR CANDIDATES FOR ALL OTHER OFFICES, passes its second reading, by electronic vote (91-21), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 406 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF JUSTICE AND THE WILDLIFE RESOURCES COMMISSION TO DEVELOP JOINTLY A PLAN FOR CONSTRUCTION OF A FIRING RANGE FOR USE BY CRIMINAL JUSTICE OFFICERS ATTENDING THE WESTERN JUSTICE ACADEMY, LAW ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION AND OTHERS AND FOR A FIRING AND ARCHERY RANGE OPEN AND ACCESSIBLE FOR PUBLIC USE; AND TO PROVIDE THAT ANY FIRING RANGE CONSTRUCTED ON THE GROUNDS OF THE LARRY T. JUSTUS WESTERN JUSTICE ACADEMY SHALL BE AN INDOOR FACILITY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 506 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFICATIONS TO THE ENTITLEMENT TO COUNSEL AND THE PROCEDURES FOR APPOINTMENT, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 615 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING BUSINESS TRUSTS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 636 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE SCHOOL CALENDAR LAW TO ALLOW LOCAL BOARDS OF EDUCATION TO EXTEND THE CLOSING DATE FOR STUDENTS BY THREE DAYS UNTIL JUNE 13 TO PROVIDE FOR MAKEUP DAYS DUE TO INCLEMENT WEATHER OR EMERGENCY CONDITIONS AND IF ADDITIONAL MAKEUP DAYS ARE STILL NEEDED, TO USE UP TO TWO PROTECTED TEACHER WORKDAYS, passes its second reading, by electronic vote (107-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of the Speaker, the House recesses at 4:19 p.m., subject to the receipt of Committee Reports and Messages from the Senate.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

H.B. 457, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPROVE THE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 458, A BILL TO BE ENTITLED AN ACT TO ENACT VARIOUS LAWS TO IMPROVE THE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 600, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL CHILDREN IN NORTH CAROLINA ELIGIBLE FOR HEALTH SERVICES UNDER NC HEALTH CHOICE OR NC KIDS' CARE RECEIVE MENTAL HEALTH SERVICES, AS RECOMMENDED BY THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1086, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR DETERMINING INCOMPETENCY UNDER THE LAWS RELATING TO GUARDIANSHIP AS RECOMMENDED BY THE HOUSE STUDY COMMITTEE ON STATE GUARDIANSHIP LAWS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.B. 1087, A BILL TO BE ENTITLED AN ACT TO APPLY CLIENT RIGHTS AND HUMAN RIGHTS COMMITTEE REQUIREMENTS FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, AND LOCAL MANAGEMENT ENTITIES, TO PROVIDER ENTITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Health.

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The bill is re-referred to the Committee on Health.

H.B. 1309, A BILL TO BE ENTITLED AN ACT TO DIRECT THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO ADOPT RULES PROVIDING FOR THE LICENSURE AND ACCREDITATION OF RESIDENTIAL TREATMENT FACILITIES FOR PERSONS WITH TRAUMATIC BRAIN INJURY, with a favorable report and recommendation that the bill be re-referred to the Committee on Health.

The bill is re-referred to the Committee on Health.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 569, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF WATER QUALITY OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO AUTHORIZE USE OF THREE-SIDED, OPEN-BOTTOM, OR BOTTOMLESS CULVERTS ON PRIVATE PROPERTY, BASED ON SOUND ENGINEERING PRACTICE, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 709, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 713, A BILL TO BE ENTITLED AN ACT TO AMEND OR REPEAL VARIOUS ENVIRONMENTAL AND NATURAL RESOURCES REPORTING REQUIREMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1236 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE VOLUNTARY, YEAR-ROUND WATER CONSERVATION AND WATER USE EFFICIENCY MEASURES BY COMMERCIAL AND INDUSTRIAL WATER USERS, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1399 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CIVIL PENALTIES MAY BE ASSESSED ON A PER WELL BASIS FOR VIOLATION OF CAPACITY USE AREA LAWS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 982, A BILL TO BE ENTITLED AN ACT AUTHORIZING LESSORS OF CONTIGUOUS PREMISES TO ALLOCATE THE COST FOR WATER AND SEWER SERVICE TO EACH TENANT USING EQUIPMENT THAT MEASURES HOT WATER USAGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Public Utilities.

The bill is re-referred to the Committee on Public Utilities.

H.B. 1011, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ASSESSMENTS BY THE CITY OF RALEIGH TO OWNERS OF STORMWATER FACILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1353 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITY ORDINANCES AND COUNTY ORDINANCES CANNOT PROHIBIT OR HAVE THE EFFECT OF PROHIBITING THE INSTALLATION OF CLOTHESLINES NOT VISIBLE BY A PERSON ON THE GROUND AND NOT FACING AREAS OPEN TO COMMON OR PUBLIC ACCESS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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H.B. 1429, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CLARIFICATIONS REGARDING THE IMPROVEMENTS TO DROUGHT PREPAREDNESS AND RESPONSE IN NORTH CAROLINA MADE BY THE 2008 SESSION OF THE GENERAL ASSEMBLY, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 699 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL MUNICIPALITIES AND COUNTIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THEIR PUBLIC NUISANCE ORDINANCES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 723, A BILL TO BE ENTITLED AN ACT TO REQUIRE HOLDERS OF ABANDONED PROPERTY WITH FIFTY OR MORE PROPERTY OWNER RECORDS TO FILE ELECTRONICALLY WITH THE OFFICE OF THE STATE TREASURER, TO ALLOW HOLDERS WITH LESS THAN FIFTY PROPERTY OWNER RECORDS TO FILE ELECTRONICALLY, AND TO ALLOW HOLDERS REPORTING ELECTRONICALLY TO FILE AN ELECTRONIC AFFIDAVIT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 882 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO REFUSE TO REGISTER A VEHICLE IF THE VEHICLE IS NOT IN COMPLIANCE WITH THE INSPECTIONS REQUIREMENTS, TO REQUIRE PROOF OF FINANCIAL RESPONSIBILITY FOR A THREE-DAY TRIP PERMIT, AND TO MAKE TECHNICAL CHANGES TO THE INSPECTION PROGRAM STATUTES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONTROLLED SUBSTANCES REPORTING ACT TO MAKE CHANGES PERTAINING TO CONFIDENTIALITY OF PRESCRIPTION INFORMATION, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1078, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ACTS OF VIOLENCE IN SCHOOLS ARE REPORTED TO THE LOCAL SUPERINTENDENT OR THE SUPERINTENDENT'S DESIGNEE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1098 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS H FELONY TO WILLFULLY KILL OR ATTEMPT TO KILL A SEARCH AND RESCUE ANIMAL AND TO MAKE IT AN AGGRAVATING CIRCUMSTANCE FOR OTHER CRIMINAL OFFENSES THAT A SEARCH AND RESCUE ANIMAL WAS SERIOUSLY HARMED OR KILLED WHILE THE ANIMAL WAS ENGAGED IN PERFORMING OFFICIAL DUTIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1198, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PERSONS WHO HAD A THREE-YEAR WAITING PERIOD FOR A HEARING ON CONDITIONAL RESTORATION OF A REVOKED LICENSE WHEN THE LAW WAS CHANGED TO A FIVE-YEAR WAITING PERIOD WERE NOT AFFECTED BY THE CHANGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1307 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE HOUSE SELECT STUDY COMMISSION ON TRAFFICKING OF PRESCRIPTION MEDICATIONS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 472 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FAIR AND RELIABLE IMPOSITION OF CAPITAL SENTENCES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 789, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE FILING OF NOTICE OF PENDING LITIGATION FOR ACTIONS SEEKING INJUNCTIVE RELIEF REGARDING SEDIMENTATION AND EROSION CONTROL FOR ANY LAND-DISTURBING ACTIVITY THAT IS SUBJECT TO THE REQUIREMENTS OF ARTICLE 4 OF CHAPTER 113A OF THE GENERAL STATUTES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 813, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM APPORTIONMENT OF TORT RESPONSIBILITY ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 885 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS ASSEMBLING FOR THE PURPOSE OF PICKETING DIRECTED AT A SINGLE RESIDENCE IN A MANNER THAT DISRUPTS THE TRANQUILITY OF THAT RESIDENCE, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 907 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE JUDICIAL PUBLIC CAMPAIGN LAW BY ALLOWING THE ACCEPTANCE OF QUALIFYING CONTRIBUTIONS IN THE SAME FORM AS OTHER CONTRIBUTIONS; BY PROVIDING THAT NO OPPORTUNITY TO WIN ANYTHING OF VALUE MAY BE OFFERED IN EXCHANGE FOR A QUALIFYING CONTRIBUTION; BY SPECIFYING HOW MULTIPLE CONTRIBUTIONS BY THE SAME INDIVIDUAL AND CONTRIBUTIONS BY FAMILY MEMBERS ARE TREATED FOR PURPOSES OF THE QUALIFYING CONTRIBUTION THRESHOLDS; BY ADDRESSING HOW MATCHING FUNDS ARE AVAILABLE BEFORE A PRIMARY; BY PROVIDING THAT NO MATCHING FUNDS WILL BE TRIGGERED BY COMMUNICATIONS

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THAT SUPPORT OR OPPOSE ALL CANDIDATES; AND BY MAKING MORE FLEXIBLE THE WORD LIMITATIONS IN THE VOTER'S GUIDE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1124, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE COMPENSATION FOR CERTAIN SEVERELY DISABLED VETERANS DISCHARGED FOR ACTS OR OMISSIONS ATTRIBUTED TO A SERVICE-CONNECTED DISABILITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1315, A BILL TO BE ENTITLED AN ACT TO AMEND CHILD CARE LAWS TO REDEFINE WHO MAY SIGN A MEDICAL WAIVER FOR AN ALTERNATIVE SLEEP POSITION FOR INFANTS IN CHILD CARE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1412 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES RELATING TO NATIONAL GUARD COURTS-MARTIAL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 213 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ADOPTION OF RULES AND POLICIES FOR THE VOLUNTARY SHARED LEAVE PROGRAM THAT WILL PERMIT THE DONATION OF SICK LEAVE TO A NONFAMILY MEMBER RECIPIENT FOR STATE EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT, PUBLIC SCHOOL EMPLOYEES, AND COMMUNITY COLLEGE EMPLOYEES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 311, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE CONSTRUCTION FUNDING OF SCHOOLS THROUGH THE FIRST AND THE SECOND ONE-HALF CENT SALES AND USE TAXES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 482, A BILL TO BE ENTITLED AN ACT RELATING TO THE REINSTATEMENT OF UNUSED SICK LEAVE FOR PUBLIC SCHOOL EMPLOYEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The serial referral to the Committee on Appropriations is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 971, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ALTERNATIVE SCHOOLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 1306, A BILL TO BE ENTITLED AN ACT TO RESTORE FLEXIBILITY TO THE SCHOOL CALENDAR, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

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The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

H.B. 1466, A BILL TO BE ENTITLED AN ACT TO COORDINATE THE REPORT DUE DATES FOR VARIOUS TEACHER EDUCATION REPORTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1520, A BILL TO BE ENTITLED AN ACT TO CREATE AN EXCEPTION TO THE TUITION SURCHARGE POLICY OF THE UNIVERSITY OF NORTH CAROLINA FOR STUDENTS WHO HAVE DOUBLE MAJORS OR ARE EARNING COMBINED BACHELOR'S DEGREES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 576 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL MANAGEMENT ENTITIES TO REMOVE A PROVIDER'S ENDORSEMENT FOR FAILING TO ALLOW ACCESS FOR MONITORING PURPOSES, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 649, A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN TAX INFORMATION OF LOCAL GOVERNMENTS TO THE DEPARTMENT OF STATE TREASURER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

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H.B. 667 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE'S ABC LAWS TO CREATE AN EXEMPTION FOR ACCREDITED COMMUNITY COLLEGES, COLLEGES, AND UNIVERSITIES FOR THE MANUFACTURE, POSSESSION, AND CONSUMPTION OF ALCOHOLIC BEVERAGES FOR THE PURPOSE OF CONDUCTING SCIENTIFIC, CHEMICAL, PHARMACEUTICAL, MECHANICAL, INDUSTRIAL, AND EDUCATIONAL RESEARCH, TO ALLOW WINE PRODUCERS AND WINERIES HOLDING AN OFF-PREMISES UNFORTIFIED WINERY PERMIT TO SELL UNFORTIFIED WINE AT THEIR PREMISES DURING BUSINESS HOURS, AND TO ALLOW WINERIES TO SELL THEIR WINE AT AN ADDITIONAL LOCATION IN THE COUNTY UNDER SPECIFIED CONDITIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 688, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF JAMESTOWN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 877 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INDIVIDUAL WILL NOT BE DENIED UNEMPLOYMENT COMPENSATION SOLELY BECAUSE THE INDIVIDUAL IS SEEKING ONLY PART-TIME WORK, TO REMOVE DISQUALIFYING CONDITIONS RELATED TO SEPARATING FROM WORK FOR COMPELLING FAMILY REASONS INCLUDING DOMESTIC VIOLENCE, ILLNESS, OR DISABILITY, AND TO REPEAL THE TWO-WEEK DISQUALIFICATION FOR UNEMPLOYMENT COMPENSATION BENEFITS AS A RESULT OF LEAVING WORK TO ACCOMPANY A SPOUSE TO A NEW PLACE OF RESIDENCE FOR WORK IN A DIFFERENT LOCATION AND TO MAKE THOSE BENEFITS NON-CHARGEABLE TO THE EMPLOYER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 886, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF DIETETICS/NUTRITION TO RECOVER COSTS INCURRED BY THE BOARD IN CONNECTION WITH DISCIPLINARY PROCEEDINGS OF THE BOARD, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

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H.B. 955 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP AND CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY GAME COMMISSION, TO MAKE CHANGES TO THE COMPENSATION PROVIDED TO MEMBERS OF THE COMMISSION AND THE CLERK OF THE COMMISSION, AND TO PROVIDE THAT NO FLOAT BLINDS MAY BE TIED WITHIN THREE HUNDRED YARDS OF A RESIDENCE IN CURRITUCK COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1058, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATUTORY HOMESTEAD EXEMPTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 1099 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO: (1) REPEAL THE REQUIREMENT THAT SEASONAL STATE PARK EMPLOYEES WEAR A UNIFORM VEST; (2) REQUIRE ELECTRONIC REPORTING OF ENVIRONMENTAL LEAD TEST RESULTS AND BLOOD LEAD TEST RESULTS; (3) CLARIFY THE FEE STRUCTURE FOR FOOD AND LODGING PERMITS; (4) REVISE THE SUNSET PROVISION FOR NUTRIENT OFFSET PAYMENTS; (5) AMEND THE SOLID WASTE DISPOSAL TAX TO STREAMLINE THE PROCESS WHEN A LOCAL GOVERNMENT IS SERVED BY A SOLID WASTE MANAGEMENT AUTHORITY; AND (6) EXTEND BY TWO YEARS THE DEADLINE FOR THE DEVELOPMENT AND IMPLEMENTATION OF A NUTRIENT MANAGEMENT STRATEGY FOR CERTAIN DRINKING WATER SUPPLY RESERVOIRS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1104, A BILL TO BE ENTITLED AN ACT TO UPDATE NORTH CAROLINA'S MEAT INSPECTION ACT TO BE EQUIVALENT TO FEDERAL STANDARDS BY EXEMPTING OSTRICHES FROM INSPECTION FEES, EXEMPTING RABBITS FROM THE POULTRY

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PRODUCTS INSPECTION ACT, AND CHANGING THE THRESHOLDS UNDER THE POULTRY PRODUCER EXEMPTION FOR PROCESSING POULTRY PRODUCTS FOR INTERSTATE COMMERCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1105 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGULATING REFRIGERATION CONTRACTORS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1159 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS ON INSURANCE BUSINESS ENTITY LICENSES; PROVIDE FOR A "STAGGERED" LICENSE SYSTEM FOR CERTAIN INSURANCE LICENSEES; TO CLARIFY THE LAW ON APPOINTMENTS OF INSURANCE ADJUSTERS; TO PROVIDE FOR ELECTRONIC FILINGS WITH THE DEPARTMENT OF INSURANCE; AND TO CLARIFY THE LAW ON APPOINTMENT OF AGENTS BY INSURANCE COMPANIES, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1313, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEANINGFUL REGULATION OF INSURANCE PUBLIC ADJUSTERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 1507 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

By Representative Cole, Vice Chair, for the Committee on Transportation:

H.B. 468, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE RAIL DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO ADOPT RULES REQUIRING RAIL CARRIERS TO PROVIDE SAFE WALKWAYS FOR RAILROAD EMPLOYEES IN WORK AREAS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The serial referral to the Committee on Judiciary II is stricken.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 471, A BILL TO BE ENTITLED AN ACT TO MAKE THE SALE OF A TEMPORARY REGISTRATION PLATE TO A PERSON WHO IS NOT A BONA FIDE PURCHASER OF A MOTOR VEHICLE UNLAWFUL, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 755, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CHANGE TO THE HIGHWAY BEAUTIFICATION FUND ALLOCATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1021, A BILL TO BE ENTITLED AN ACT TO REQUEST THE DEPARTMENT OF TRANSPORTATION TO DESIGNATE THOSE PORTIONS OF U.S. HIGHWAY 17 AND CONNECTING ROADWAYS AS A SCENIC BYWAY TO BE KNOWN AS THE U.S. MARINE CORPS PARKWAY: HOME OF THE CAROLINA MARINES SINCE 1941, with a

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favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1094 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT SPECIAL PLATES THAT ARE AVAILABLE TO MILITARY VETERANS ARE ISSUED ONLY TO APPROPRIATE APPLICANTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL NOT ISSUE OR RENEW COMMERCIAL DRIVERS LICENSES WITH ENDORSEMENTS THAT QUALIFY A PERSON TO DRIVE A COMMERCIAL PASSENGER VEHICLE OR SCHOOL BUS FOR ANYONE REQUIRED TO REGISTER UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAMS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 1143 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE ALL MILITARY WARTIME VETERAN SPECIAL PLATES BASED ON DEFINED PERIODS OF WAR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1254, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PLACE SIGNS ON BRIDGES IN LOCATIONS THAT ARE EASILY VIEWABLE FROM THE WATERWAY OR HIGHWAY PASSING UNDER THE BRIDGES THAT PROVIDE THE NAME OR ROUTE NUMBER OF THE HIGHWAY CROSSING OVER THE BRIDGE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

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H.B. 1355, A BILL TO BE ENTITLED AN ACT TO INITIATE A STUDY OF A COMPREHENSIVE TRANSPORTATION INFRASTRUCTURE PLAN INVOLVING AIR CARGO, RAIL, AND SEA TO BE CALLED THE NORTH CAROLINA GLOBAL ECONOMIC INITIATIVE, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, McLawhorn, and Rapp, Chairs, for the Appropriations Subcommittee on Education, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 817, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FINANCIAL LITERACY COUNCIL TO COORDINATE AND EXPAND THE STATEWIDE DELIVERY OF FINANCIAL EDUCATION FOR ALL NORTH CAROLINIANS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 436 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM CERTIFICATE OF NEED REVIEW CERTAIN CAPITAL EXPENDITURES FOR NURSING HOMES, ADULT CARE HOMES, AND INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED THAT ENTAIL INNOVATIVE RENOVATIONS AND EXPANSIONS TO IMPROVE QUALITY OF LIFE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 969, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROHIBITING THE DISCHARGE OF FIREARMS ON REGISTERED LAND IN GRANVILLE COUNTY BY ALLOWING THE TRACTS OF REGISTERED LAND TO BE RECORDED IN THE GEOGRAPHIC INFORMATION SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE RATE SPREAD AND HIGH-COST HOME

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LOANS STATUTES, AND TO MAKE A CONFORMING CHANGE TO THE EMERGENCY PROGRAM TO REDUCE HOME FORECLOSURES ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 188 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE NORTH CAROLINA INDEPENDENT COLLEGES AND UNIVERSITIES, TO DIRECT THE APPROPRIATE ENTITY TO STUDY THE IMPACTS OF RAISING THE COMPULSORY ATTENDANCE AGE FOR PUBLIC SCHOOL ATTENDANCE PRIOR TO COMPLETION OF A HIGH SCHOOL DIPLOMA FROM SIXTEEN TO SEVENTEEN OR EIGHTEEN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 223 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION PROJECT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 1297 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PERTAINING TO THE CREDENTIALING OF HEALTH CARE PROVIDERS UNDER HEALTH BENEFIT PLANS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

SUBCOMMITTEE REFERRALS

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

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refer **H.B. 1140** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATIONAL ASSISTANCE FOR MINIMUM WAGE WORKERS, to the Appropriations Subcommittee on Education.

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 438**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO CHANGE ITS PLAN YEAR FROM A FISCAL YEAR TO A CALENDAR YEAR, to the Appropriations Subcommittee on Health and Human Services.

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 1073**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE FIRE AND RESCUE PENSION FUND WHO WITHDRAW FROM MEMBERSHIP ARE ENTITLED TO THE RETURN OF ALL FUNDS, to the Appropriations Subcommittee on General Government.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H.B. 775, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ALTERNATIVE MEANS OF TESTIMONY FOR CHILDREN AND ADULTS WITH DISABILITIES AS RECOMMENDED BY THE JOINT STUDY COMMITTEE ON AUTISM SPECTRUM DISORDER AND PUBLIC SAFETY, passes its second reading, by electronic vote (108-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 806 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A HOMEOWNERS ASSOCIATION MAKE REASONABLE AND DILIGENT EFFORTS TO LOCATE AND NOTIFY A LOT OWNER UNDER THE PLANNED COMMUNITY ACT OR A UNIT OWNER UNDER THE CONDOMINIUM ACT PRIOR TO FILING A CLAIM OF LIEN FOR ASSESSMENTS.

Pursuant to Rule 24.1A, Representative Justice requests that she be excused from voting on this bill because her business manages Homeowners Associations. This request is granted.

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The bill passes its second reading by electronic vote (111-0).

Representative Blackwell objects to the third reading. The bill remains on the Calendar.

H.B. 836 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF REMOVING, DESTROYING, OR CIRCUMVENTING THE OPERATION OF AN ELECTRONIC MONITORING DEVICE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

Representative Luebke requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 878, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HEALTH AND HUMAN SERVICES TO IDENTIFY PROGRAMS FOR AIDING IN THE RECOVERY AND REHABILITATION OF EMS PERSONNEL WITH CHEMICAL ADDICTION OR ABUSE, passes its second reading, by electronic vote (104-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1076, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTRICT COURTS TO SUPERVISE DEFENDANTS CONVICTED IN SUPERIOR COURT WHO ARE ASSIGNED TO DRUG TREATMENT COURTS OR PROBLEM-SOLVING COURTS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1084 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LIQUEFIED PETROLEUM GAS LAW TO CREATE CLASSES OF DEALERS FOR THE PURPOSE OF INSURANCE REQUIREMENTS, TO CLARIFY THE AUTHORITY TO CONDUCT INSPECTIONS, TO INCREASE CIVIL PENALTIES, AND TO MAKE TECHNICAL CHANGES, passes its second reading, by electronic vote (112-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 1136, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CERTAIN EXECUTIVE BRANCH EMPLOYEES FROM REGISTERING AS A LOBBYIST FOR SIX MONTHS AFTER LEAVING EMPLOYMENT WITH THE STATE, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1165 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE PROVISIONS SET FORTH IN THE PHOTOGRAPHIC VERSION OF THE STANDARD FIRE INSURANCE POLICY; MAKE CONFORMING AMENDMENTS; AND REPEAL THE STATUTE THAT CONTAINS THE PHOTOGRAPHIC VERSION OF THE STANDARD FIRE INSURANCE POLICY, passes its second reading, by electronic vote (112-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1175, A BILL TO BE ENTITLED AN ACT TO UPDATE THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITTING REQUIREMENTS FOR CONFINED ANIMAL FEEDING OPERATIONS (CAFOS), passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1210, A BILL TO BE ENTITLED AN ACT TO FACILITATE OBTAINING FEDERAL WAIVERS THAT ARE NECESSARY TO ENSURE ADEQUATE GASOLINE SUPPLIES THROUGHOUT THE STATE; TO ALLOW THE GOVERNOR TO ENABLE BUSINESSES THAT SELL ITEMS CONSUMED OR USED TO SUSTAIN LIFE, HEALTH, SAFETY, OR ECONOMIC WELL-BEING TO BE EXEMPT FROM LOCAL CURFEWS; AND TO MAKE VARIOUS OTHER CHANGES THAT WILL FACILITATE POPULACE ACCESS TO EMERGENCY SUPPLIES AND SERVICES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1287 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL PUBLIC AGENCIES TO RECYCLE ALL SPENT FLUORESCENT LIGHTS AND MERCURY THERMOSTATS;

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REQUIRE THE REMOVAL OF ALL FLUORESCENT LIGHTS AND MERCURY THERMOSTATS FROM BUILDINGS PRIOR TO DEMOLITION; AND BAN MERCURY-CONTAINING PRODUCTS FROM UNLINED LANDFILLS.

Representative Harrison offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1289 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FORBID CONTRACTING AS LOTTERY RETAILERS BUSINESSES WHO PRIMARILY CASH CHECKS, DRAFTS, OR MONEY ORDERS, passes its second reading, by electronic vote (84-29), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1312 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPLICABILITY OF THE LAW REQUIRING DRIVERS TO PULL OVER AND STOP WHEN APPROACHED BY A FIRE OR RESCUE VEHICLE, TO CLARIFY THAT PUBLIC SERVICE VEHICLES ARE COVERED UNDER THE MOVE OVER LAW, TO MODIFY THE CURRENT PROHIBITION ON PARKING ON HIGHWAYS OR HIGHWAY SHOULDERS, TO CHANGE THE TIME PERIOD IN WHICH THE DIVISION OF MOTOR VEHICLES MUST HOLD AN ADMINISTRATIVE HEARING FOR A VIOLATION OF THE MOTOR VEHICLE INSPECTION PROGRAM STATUTES BY AN EMISSIONS INSPECTION STATION LICENSE HOLDER, TO CLARIFY RESTRICTIONS ON OPERATING A SCHOOL BUS OR ACTIVITY BUS WHILE OCCUPIED BY A CHILD OR CHILDREN, TO EXEMPT DISTRIBUTIONS OF PROCEEDS DERIVED FROM GARVEE BONDS FROM THE STATE EQUITY DISTRIBUTION FORMULA FOR TRANSPORTATION FUNDS, AND TO SPECIFY THAT THE YELLOW LIGHT DURATION INTERVAL FOR A TRAFFIC CONTROL PHOTOGRAPHIC SYSTEM BE SPECIFIED IN A TRAFFIC SIGNAL PLAN SIGNED AND SEALED BY A PROFESSIONAL ENGINEER, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 1329 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE ALL STATUTES RELATED TO EXPUNCTION OF RECORDS IN ONE ARTICLE OF THE GENERAL STATUTES, passes its second reading, by electronic vote (110-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1331, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAKE AVAILABLE TO THE PUBLIC, AND TO ENCOURAGE HEALTH CARE PROFESSIONALS TO MAKE AVAILABLE TO PREGNANT PATIENTS, EDUCATIONAL INFORMATION REGARDING UMBILICAL CORD STEM CELLS AND UMBILICAL CORD BLOOD BANKING, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1378 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE OWNER OR OPERATOR OF CERTAIN MARINAS SHALL INSTALL AND MAINTAIN PUMPOUT FACILITIES BY JULY 1, 2010, TO PROHIBIT THE DISCHARGE OF EFFLUENT FROM A VESSEL INTO CERTAIN COASTAL WATERS, TO REQUIRE THE OWNER OR OPERATOR OF ANY MARINA WHO KNOWS THAT A VESSEL DOCKED AT THE MARINA HAS UNLAWFULLY DISCHARGED SEWAGE INTO COASTAL WATERS TO REPORT THE UNLAWFUL DISCHARGE TO THE APPROPRIATE LAW ENFORCEMENT AGENCY, TO REQUIRE VESSEL OWNERS AND OPERATORS TO KEEP A LOG REGARDING THE DATE AND LOCATION OF PUMPOUTS, AND TO PROVIDE THAT A PILOT PROGRAM IN NEW HANOVER COUNTY SHALL BE DESIGNED AND IMPLEMENTED BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO BEGIN PHASING IN THE PUMPOUT STATION REQUIREMENTS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1419 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE WILDLIFE RESOURCES COMMISSION TO DEVELOP A BAT EVICTION AND EXCLUSION CURRICULUM

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TO BE USED BY OTHER ASSOCIATIONS OR ORGANIZATIONS, passes its second reading, by electronic vote (102-12), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1421 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ELECTION LAWS RELATED TO VOTING EQUIPMENT, PREPARATION OF BALLOTS, AND TO THE DUTIES OF THE COUNTY BOARDS OF ELECTIONS AND THE STATE BOARD OF ELECTIONS, passes its second reading, by electronic vote (114-1).

Representative Starnes objects to the third reading. The bill remains on the Calendar.

H.B. 1433 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE IMMUNITY FROM LIABILITY OF PERSONS USING AUTOMATED EXTERNAL DEFIBRILLATORS IN EMERGENCY SITUATIONS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1447 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE IDENTITY OF AN INDIVIDUAL WHO PROVIDES A TIP FOR AN UNSOLVED CASE THROUGH CRIME STOPPERS OR SIMILAR ORGANIZATIONS IS NOT A PUBLIC RECORD, TO PROVIDE THAT THE COMMUNICATION RECEIVED BY A CRIME STOPPERS ORGANIZATION IS NOT SUBJECT TO DISCOVERY OR ADMISSIBLE IN A COURT PROCEEDING, AND TO PROVIDE THAT A LAW ENFORCEMENT AGENCY HAS A DUTY TO MAINTAIN THE CONFIDENTIALITY OF A CRIME STOPPERS TIP, passes its second reading, by electronic vote (112-1).

Representative Haire objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Blackwell withdraws his objection to the third reading of **H.B. 806** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A HOMEOWNERS ASSOCIATION MAKE

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REASONABLE AND DILIGENT EFFORTS TO LOCATE AND NOTIFY A LOT OWNER UNDER THE PLANNED COMMUNITY ACT OR A UNIT OWNER UNDER THE CONDOMINIUM ACT PRIOR TO FILING A CLAIM OF LIEN FOR ASSESSMENTS, and the bill is before the Body.

The bill passes its third reading, by electronic vote (110-0), and is ordered sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

Senate Committee Substitute for **H.B. 588**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar for immediate consideration.

The House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 684**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND IS A NONREVERTING ACCOUNT, TO MAKE A CHANGE TO THE MEMBERSHIP OF THE ADVISORY COMMITTEE FOR THE TRUST FUND, AND TO MAKE TECHNICAL CHANGES, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 13.

On motion of Representative Owens and without objection, **H.B. 856** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RAISE THE CAP ON THE NUMBER OF CHARTER SCHOOLS AND TO IMPLEMENT RECOMMENDATIONS OF THE BLUE RIBBON COMMISSION ON CHARTER SCHOOLS, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 13.

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Representative Owens moves, seconded by Representative Stiller, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the receipt of Special Messages from the Senate, to reconvene May 13 at 3:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.B. 575 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE LOCATION AND EXPANSION OF CAPITAL INTENSIVE COMPANIES IN THIS STATE, is read the first time and referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 44 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING APPEALS OF QUASI-JUDICIAL DECISIONS MADE UNDER ARTICLE 19 OF CHAPTER 160A AND ARTICLE 18 OF CHAPTER 153A OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

S.B. 99, A BILL TO BE ENTITLED AN ACT TO EXTEND AND AMEND AN ACT TO PROTECT CUSTOMERS PURCHASING TICKETS VIA THE INTERNET, AND TO IMPOSE A PRIVILEGE LICENSE TAX ON GROSS RECEIPTS RECEIVED TO THE EXTENT THEY EXCEED FACE VALUE OF THE TICKET, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

S.B. 203 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO ISSUE A SPECIAL IDENTIFICATION CARD FREE OF CHARGE TO INDIVIDUALS WHOSE VALID DRIVERS LICENSE IS ADMINISTRATIVELY REVOKED DUE TO A MEDICAL DISQUALIFICATION, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

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S.B. 386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FACILITATE FISCAL PLANNING BY REQUIRING COUNTIES AND LOCAL SCHOOL ADMINISTRATIVE UNITS TO REPORT ANTICIPATED EXPENDITURES OF THE PUBLIC SCHOOL BUILDING CAPITAL FUND, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

S.B. 457 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE DEFINITION OF BIODIESEL TO THE ENERGY CREDIT BANKING AND SELLING PROGRAM FOR THE QUALITY AND SAFETY OF MOTORISTS AND TO MAKE A CONFORMING CHANGE TO THE ALTERNATIVE FUEL REVOLVING FUND, is read the first time and referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Finance.

S.B. 600 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A DEMONSTRATION OF LACK OF PRUDENT AND FEASIBLE ALTERNATIVE IN ORDER FOR PUBLIC CONDEMNORS TO CONDEMN PROPERTY ENCUMBERED BY A CONSERVATION EASEMENT, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations.

S.B. 721, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO ADOPT RULES ESTABLISHING ACCEPTABLE ELECTRONIC SUPERVISION STANDARDS AND ALTERNATE STAFFING REQUIREMENTS AT FACILITIES FOR CHILDREN AND ADOLESCENTS WITH MENTAL ILLNESS OR DEVELOPMENTAL DISABILITIES DURING CLIENT SLEEP HOURS, is read the first time and referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Judiciary III.

S.B. 738 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE BOARDS OF DIRECTORS OF CHARTER SCHOOLS TO IMPLEMENT THE GUIDELINES ADOPTED BY THE STATE BOARD OF EDUCATION FOR THE DEVELOPMENT AND IMPLEMENTATION OF INDIVIDUAL DIABETES CARE PLANS AND TO REQUIRE LOCAL BOARDS OF EDUCATION AND BOARDS OF DIRECTORS OF CHARTER SCHOOLS TO REPORT ANNUALLY TO THE STATE BOARD OF EDUCATION ABOUT THEIR COMPLIANCE WITH THESE GUIDELINES, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Education.

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S.B. 755 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE USE OF COMPENSATORY MITIGATION BANKS FOR RIPARIAN BUFFER PROTECTION AND NUTRIENT OFFSET PAYMENTS AND TO MAKE CLARIFYING CHANGES TO THE STATUTES GOVERNING COMPENSATORY MITIGATION FOR WETLAND AND STREAM IMPACTS, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

S.B. 765, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EMERGENCY DEPARTMENT DATA AND AMBULATORY SURGICAL DATA ARE INCLUDED IN THE PATIENT DATA SUBMISSION REQUIREMENTS OF THE MEDICAL CARE DATA ACT, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary II.

S.B. 777 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AFFILIATES OF A TOBACCO PRODUCTS MANUFACTURER TO BE TREATED THE SAME AS THE MANUFACTURER FOR PURPOSES OF PAYMENT OF THE EXCISE TAX ON OTHER TOBACCO PRODUCTS, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

S.B. 909, A BILL TO BE ENTITLED AN ACT EXTINGUISHING THE LIABILITY OF RETAILERS FOR SALES TAX OVER-COLLECTIONS MADE IN RELIANCE ON WRITTEN ADVICE OF THE SECRETARY OF REVENUE, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

S.B. 969 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE POLICY OF NORTH CAROLINA REGARDING THE PROTECTION OF CHILDREN'S WELFARE UNDER THE LAWS PERTAINING TO CHILD PLACING AND CARE, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FINANCIAL LITERACY COUNCIL TO COORDINATE AND EXPAND THE STATEWIDE DELIVERY OF FINANCIAL EDUCATION FOR ALL NORTH CAROLINIANS, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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S.B. 1022 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE COMPARATIVE EFFECTIVENESS TASK FORCE TO IMPROVE HEALTH CARE QUALITY AND CONTAIN HEALTH CARE COSTS, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

S.B. 1030 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THE MEANING OF PUBLIC SCHOOL BUILDINGS AS RELATED TO AFTER-SCHOOL CHILD CARE PROGRAMS AND ESTABLISHING PROCEDURES FOR APPROVING EDUCATION CRITERIA FOR AFTER-SCHOOL CHILD CARE PROGRAM COORDINATORS AND GROUP LEADERS, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Education.

S.J.R. 1096, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHRISTOPHER DUFFY COLLINS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Senate Committee Substitute for **H.B. 2** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT, is returned for concurrence in the Senate committee substitute bill.

Upon concurrence the Senate committee substitute bill changes the title.

Pursuant to Rule 36(b), Senate Committee Substitute Bill No. 2 is placed on the Calendar of May 13.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 1335, A BILL TO BE ENTITLED AN ACT TO ELIMINATE STATE REGULATION OF EMISSIONS OF AIR TOXICS WHEN THESE EMISSIONS ARE REGULATED UNDER THE FEDERAL CLEAN AIR ACT, with a favorable report as to the committee substitute bill, which

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changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 706 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE THE ACCESSIBILITY OF HANDICAPPED PARKING IN NORTH CAROLINA BY REQUIRING AN EXPIRATION DATE VISIBLE FROM AT LEAST TWENTY FEET ON ALL HANDICAPPED PLACARDS, TO ENSURE INCREASED ENFORCEMENT AND COLLECTION OF EXPIRED OR REVOKED PLACARDS BY REQUIRING THAT PLACARDS DISPLAY THE MONTH AND YEAR OF EXPIRATION, TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO ISSUE HANDICAPPED PLACARD REGISTRATION CARDS, AND TO REQUIRE THAT THE PERSON TO WHOM THE PLACARD IS ISSUED BE THE OPERATOR OF OR A PASSENGER IN THE VEHICLE IN WHICH THE PLACARD IS DISPLAYED, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that the Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 884 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY SAFETY INSPECTION STATION AND SAFETY SELF-INSPECTOR RESPONSIBILITIES AND NOTICE REQUIREMENTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1077, A BILL TO BE ENTITLED AN ACT TO AMEND THE VENUE RULES AND THE AUTHORITY OF MAGISTRATES FOR MUNICIPALITIES LYING IN FOUR OR MORE COUNTIES, EACH OF

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WHICH IS IN A DIFFERENT JUDICIAL DISTRICT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 1256, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF LARCENY OF A MOTOR VEHICLE PART, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 1360, A BILL TO BE ENTITLED AN ACT TO AMEND THE HABITUAL FELON LAW BY REDEFINING AN HABITUAL FELON AS A PERSON WHO HAS BEEN CONVICTED OF THREE PRIOR FELONY OFFENSES THAT WERE CLASS G FELONIES OR HIGHER AND BY CHANGING THE SENTENCE IMPOSED ON A PERSON CONVICTED AS AN HABITUAL FELON TO BE ONE FELONY CLASS HIGHER THAN THE UNDERLYING FELONY FOR WHICH THE PERSON IS CONVICTED, AND TO DIRECT THE POST-RELEASE SUPERVISION AND PAROLE COMMISSION TO STUDY THE FEASIBILITY OF REDUCING THE SENTENCE FOR CERTAIN HABITUAL FELONS WHO ARE CURRENTLY IN PRISON AND TO STUDY OTHER POSSIBLE MODIFICATIONS TO THE HABITUAL FELON LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 32(a), the committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 578 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE NOTICE OF RIGHT TO SEEK LEGAL COUNSEL AND CLARIFY NOTICE REQUIRED TO PARTIES WHO MAY BE UNKNOWN OR UNLOCATABLE IN A PARTITION PROCEEDING; TO CODIFY THE CURRENT PRACTICE OF GRANTING OWNERS CREDIT FOR THEIR EXISTING INTEREST IN LAND WHEN BIDDING ON A PARTITION SALE; TO REQUIRE A COURT TO ORDER AN INDEPENDENT APPRAISAL IF REQUESTED AND PAID FOR BY A PARTY TO THE PARTITION WHO CHALLENGES THE AMOUNT

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BID IN A PARTITION SALE, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 846, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE WATER INFRASTRUCTURE COMMISSION TO DEVELOP A STATEWIDE STRATEGIC PLAN AND NEEDS ASSESSMENT FOR WATER AND WASTEWATER INFRASTRUCTURE FUNDING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 961 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PREVENT CONFLICT OF INTEREST AND ITS APPEARANCE INVOLVING POLITICAL CONTRIBUTIONS BY STATE CONTRACTORS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1110 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY PROCEDURES IN CIVIL ACTIONS FOR ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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H.B. 1112 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING BIRTH REGISTRATION REQUIREMENTS TO ALLOW A CHILD'S PUTATIVE FATHER TO BE ENTERED ON THE BIRTH CERTIFICATE OF THE CHILD IF THE MOTHER HAS BEEN LIVING SEPARATE AND APART FROM HER HUSBAND AT THE TIME OF THE CHILD'S CONCEPTION, OR BETWEEN CONCEPTION AND BIRTH, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1168 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH TITLE PROTECTION FOR SOCIAL WORKERS AND TO AUTHORIZE ANY GOVERNMENTAL EMPLOYEE WHOSE POSITION IS DERIVED FROM THE OFFICE OF STATE PERSONNEL SOCIAL WORK SERIES TO USE THE TITLE 'SOCIAL WORKER', with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Coates, Chair, for the Committee on Public Utilities:

H.B. 1180 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE CONSUMER CHOICE AND INVESTMENT ACT OF 2009, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 13. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 333, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA MIDWIFERY JOINT COMMITTEE TO DEVELOP A PROPOSAL TO ESTABLISH LICENSURE OF CERTIFIED PROFESSIONAL MIDWIVES IN THIS STATE, IN COLLABORATION WITH THE NORTH CAROLINA OBSTETRICAL AND GYNECOLOGICAL

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SOCIETY, THE NORTH CAROLINA SECTION OF THE AMERICAN COLLEGE OF OBSTETRICIANS AND GYNECOLOGISTS, AND OTHER INTERESTED PARTIES, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON LICENSING MIDWIVES, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1020, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO ASSIST CANCER PATIENTS WITH THE MANAGEMENT OF THE DISEASE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1119, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A SHERIFF OR A DESIGNATED DEPUTY SHERIFF INVESTIGATING THE DIVERSION AND ILLEGAL USE OF CONTROLLED SUBSTANCES MAY INSPECT PRESCRIPTION AND PHARMACEUTICAL RECORDS AND MAY ALSO OBTAIN DATA IN THE CONTROLLED SUBSTANCE REPORTING SYSTEM MAINTAINED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1186 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTY DEPARTMENTS OF SOCIAL SERVICES TO CONDUCT FOLLOW-UP MONITORING OF ADULT CARE HOMES TO ENSURE COMPLIANCE WITH STATE AND FEDERAL LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1189, A BILL TO BE ENTITLED AN ACT REQUIRING PHYSICIANS OR ELIGIBLE PSYCHOLOGISTS CONDUCTING EXAMINATIONS TO INFORM THE LOCAL MANAGEMENT ENTITY

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THAT AN INDIVIDUAL HAS BEEN SCHEDULED FOR AN APPOINTMENT WITH AN OUTPATIENT TREATMENT PHYSICIAN OR CENTER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 1273, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF PUBLIC HEALTH TO COLLABORATE WITH THE NORTH CAROLINA PREVENTION PARTNERS AND LOCAL RESTAURANT ASSOCIATIONS TO ENCOURAGE NUTRITIONAL AND CALORIC MENU LABELING IN RESTAURANTS, AS RECOMMENDED BY THE NORTH CAROLINA TASK FORCE ON PREVENTING CHILDHOOD OBESITY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 348, A BILL TO BE ENTITLED AN ACT TO MODIFY THE EDUCATION REQUIREMENT FOR SERVICE ON A LOCAL BOARD OF EDUCATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1322, A BILL TO BE ENTITLED AN ACT TO MODIFY THE HEARING PROCESS APPLICABLE TO PROBATIONARY TEACHERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representatives Bordsen and Love, Chairs, for the Appropriations Subcommittee on Justice and Public Safety, with approval of standing committee Chairs for report to be made directly to the floor of the House:

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H.B. 1342, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT NORTH CAROLINA CONTINUES TO BE ELIGIBLE FOR STOP VIOLENCE AGAINST WOMEN FORMULA GRANT PROGRAM FUNDING; AND TO INCREASE THE AUTHORITY OF THE DIRECTOR OF THE CRIME VICTIMS COMPENSATION COMMISSION AND THE COMMISSION ITSELF TO CONSIDER PROXIMATE CAUSE WHEN DETERMINING WHETHER TO MAKE AN AWARD; AND TO MAKE VARIOUS OTHER CHANGES TO THE RAPE VICTIMS ASSISTANCE PROGRAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO END DEPARTMENT OF ADMINISTRATION SUPERVISION OF EMPLOYEES OF COUNTIES, CITIES, AND TOWNS THAT ARE ENGAGED IN VETERANS SERVICE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The committee substitute bill is re-referred to the Committee on State Government/State Personnel. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 7:49 p.m.

SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 13, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Loving God:

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"Life is a precious gift. Our physical bodies are uniquely created and crafted together. Our spiritual bodies are perhaps even more complex in their make-up. We thank You for the wonderful gift of life and all of the miracles that accompany it. We are mindful of just how fragile life is and how easily it can be taken from us. Teach and help us to cherish and treasure these wonderful gifts each day and to celebrate every day that we have to serve Thee with honor and gratitude. Lord, hear our prayer. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Carney for today. Representatives Daughtry, Lewis, and Tucker are excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 588, AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL IRISH POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 808, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF COMMUNITY COLLEGES TO STUDY STRATEGIES FOR MAKING THE CONSTRUCTION PROCESS FOR COMMUNITY COLLEGE FACILITIES MORE EFFICIENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 859 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE CONDITIONS OF PROBATION, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 949, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE REED GOLD MINE FUND IN THE DIVISION OF STATE HISTORIC SITES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 972, A BILL TO BE ENTITLED AN ACT TO GRANT THE RIGHT TO CONSTRUCT AND MAINTAIN A WATER INTAKE SYSTEM IN THE TOWN OF BOONE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1031 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PUBLIC SCHOOLS SEEKING VOLUNTARY CHILD CARE FACILITY LICENSURE MAY USE THE SAME BUILDING STANDARDS FOR PREKINDERGARTEN CLASSROOMS AS FOR KINDERGARTEN CLASSROOMS MEETING CERTAIN REQUIREMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1035, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERFORMANCE AND PAYMENT BONDING REQUIREMENT FOR CONSTRUCTION PROJECT CONTRACTS AWARDED BY THE UNIVERSITY OF NORTH CAROLINA THAT EXCEED FIVE HUNDRED THOUSAND DOLLARS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1046 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER THE AUTHORITY TO ADOPT RULES ESTABLISHING STANDARDS APPLICABLE TO CHILD CARE CENTERS THAT PROVIDE DEVELOPMENTAL DAY PROGRAMS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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H.B. 1082, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATUTORY FORMULA FOR THE DISTRIBUTION OF REPAIR AND RENOVATION FUNDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1088, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE PURCHASES AND CONTRACTS LAW PURCHASES BY CERTAIN MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1108, A BILL TO BE ENTITLED AN ACT TO CLARIFY LICENSURE REQUIREMENTS FOR OUT-OF-STATE WEIGHMASTERS UNDER THE LAWS REGULATING PUBLIC WEIGHMASTERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1249, A BILL TO BE ENTITLED AN ACT ESTABLISHING DEEP VEIN THROMBOSIS AWARENESS MONTH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1251, A BILL TO BE ENTITLED AN ACT ESTABLISHING JUNE AS CANCER SCREENING AWARENESS MONTH, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 1377, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN SALES OF STATE PROPERTY SUBJECT TO UPSET BIDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 1409 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN SIMPLE WIRING ACTIVITIES AND APPLIANCE REPLACEMENT IN RESIDENCES FROM BUILDING PERMITTING REQUIREMENTS WHEN THE APPLIANCE IS OF THE

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SAME ELECTRICAL RATING AND REQUIRES NO CHANGE TO EXISTING ELECTRICAL CIRCUITS AND THE WORK IS PERFORMED BY A LICENSED ELECTRICIAN, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1410, A BILL TO BE ENTITLED AN ACT TO EXEMPT WATER HEATER REPLACEMENT IN RESIDENCES FROM BUILDING PERMITTING REQUIREMENTS WHEN THE HEATER IS OF THE SAME SIZE AND CAPACITY AND IS IN THE SAME LOCATION WITH RESPECT TO THE EXISTING WATER PIPING, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 1453, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE MAINTENANCE VEHICLES TO PARK IN METERED PARKING SPACES NEAR THE CAPITOL GROUNDS AND TO PROHIBIT PARKING OF MAINTENANCE VEHICLES ON THE STATE CAPITOL GROUNDS IN A MANNER THAT OBSTRUCTS THE VIEW OF OR ACCESS TO MONUMENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 1481, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE STATE ENERGY OFFICE FROM THE DEPARTMENT OF ADMINISTRATION TO THE DEPARTMENT OF COMMERCE AND TO TRANSFER THE OFFICE OF ECONOMIC OPPORTUNITY FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO THE ENERGY OFFICE OF THE DEPARTMENT OF COMMERCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 1568, A BILL TO BE ENTITLED AN ACT TO PUBLISH DELINQUENT TAX NOTICES IN THE NAME OF ESCROW AGENTS RATHER THAN PROPERTY OWNERS WHEN A PROPERTY OWNER SHOWS SUFFICIENT EVIDENCE OF HAVING PAID THE TAXES TO AN ESCROW AGENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Coates, Chair, for the Committee on Public Utilities:

H.B. 1213 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF BROADBAND SERVICE AND TO PROVIDE THAT THE CONSUMER COMPLAINT PROCEDURE OVERSEEN BY THE PUBLIC STAFF OF THE UTILITIES COMMISSION IS NOT REGULATION UNDER CHAPTER 62, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Harrell, Chair, for the Committee on Science and Technology:

H.B. 1267, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING LIABILITY OF A COMMERCIAL SOCIAL NETWORKING SITE TO PROVIDE THAT THE WEB SITE SHALL NOT BE HELD CIVILLY LIABLE FOR DAMAGES ARISING OUT OF COMMUNICATIONS ON THE WEB SITE IF THE WEB SITE MAKES A GOOD FAITH ATTEMPT TO SCREEN OUT USERS WHO ARE IN THE STATEWIDE SEX OFFENDER REGISTRY, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Judiciary II.

On motion of Representative Tillis, Committee Amendment No. 1 is adopted.

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The bill, as amended, is ordered engrossed and re-referred to the Committee on Judiciary II.

S.B. 712, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF ADMINISTRATION TO DISTRIBUTE STATE SURPLUS PROPERTY TO FURBISHERS OF COMPUTERS FOR STUDENTS IN GRADES KINDERGARTEN THROUGH TWELVE, with a favorable report and recommendation that the bill be re-referred to the Committee on State Government/State Personnel.

The bill is re-referred to the Committee on State Government/State Personnel.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 1330 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROHIBITING PUBLIC UTILITIES AND CITIES AND COUNTIES THAT OPERATE PUBLIC ENTERPRISES FROM USING CERTAIN DEBT COLLECTION PRACTICES THAT RESULT IN A CUSTOMER BEING LIABLE FOR THE PAST DUE AND UNPAID DEBTS OF ANOTHER PERSON, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Cole, Vice Chair, for the Committee on Transportation:

H.B. 839, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY PERSON RIDING ON A MOTORCYCLE WHO IS LESS THAN TWENTY-ONE YEARS OF AGE TO WEAR A SAFETY HELMET, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 881, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FUNDING FORMULA FOR CITIES REGARDING APPROPRIATIONS FOR MUNICIPAL STREETS, TO INCLUDE CITIES AND COUNTIES IN TRANSPORTATION CORRIDOR MAPPING, TO CONFORM STATUTES TO COUNTY AUTHORITY AUTHORIZED BY THE GENERAL ASSEMBLY, AND TO CLARIFY THE DEFINITION OF THE

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STATE HIGHWAY SYSTEM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 946, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE LAWS RELATING TO MOTOR VEHICLES APPLY ON THE STREETS WITHIN THE BEAR PAW SERVICE DISTRICT IN CHEROKEE COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1245, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF TOLLING ALL INTERSTATE HIGHWAYS ENTERING INTO THIS STATE IN COOPERATION WITH EACH SURROUNDING STATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1617, A BILL TO BE ENTITLED AN ACT TRANSFERRING THE FUNCTIONS AND FUNDS OF THE NORTH CAROLINA TURNPIKE AUTHORITY TO THE DEPARTMENT OF TRANSPORTATION TO CONSERVE EXPENDITURES AND IMPROVE EFFICIENCY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 1100 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH STORMWATER CONTROL BEST MANAGEMENT PRACTICES FOR COMPOSTING OPERATIONS

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AND MULCH OPERATIONS FOR THE PURPOSE OF PROTECTING WATER QUALITY, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 1087, A BILL TO BE ENTITLED AN ACT TO APPLY CLIENT RIGHTS AND HUMAN RIGHTS COMMITTEE REQUIREMENTS FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, AND LOCAL MANAGEMENT ENTITIES, TO PROVIDER ENTITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1274, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO DETERMINE IF ALL STATE AGENCIES THAT IMPLEMENT CHILDHOOD OBESITY PREVENTION STRATEGIES ARE USING A COMMON METRICS METHOD TO ENSURE USEFUL COMPARISON FOR PURPOSES OF MEASURING PROGRESS, AS RECOMMENDED BY THE PUBLIC HEALTH TASK FORCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The serial referral to the Committee on Appropriations is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 1296, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1309, A BILL TO BE ENTITLED AN ACT TO DIRECT THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO ADOPT RULES PROVIDING FOR THE LICENSURE AND ACCREDITATION OF RESIDENTIAL TREATMENT FACILITIES FOR PERSONS WITH TRAUMATIC BRAIN INJURY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 466, A BILL TO BE ENTITLED AN ACT CONCERNING APPOINTMENTS OF PHYSICIANS TO THE BOXING ADVISORY COMMISSION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 656, A BILL TO BE ENTITLED AN ACT TO PROHIBIT RESTRAINT OF INDIVIDUALS WHO ARE MINORS BEING TRANSPORTED TO OR DURING HEARINGS PURSUANT TO INVOLUNTARY COMMITMENT PROCEEDINGS, EXCEPT UNDER CERTAIN CIRCUMSTANCES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Mental Health Reform.

The committee substitute bill is re-referred to the Committee on Mental Health Reform. The original bill is placed on the Unfavorable Calendar.

H.B. 960 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW SANITARY DISTRICTS THE SAME POWER AS ALL OTHER UNITS OF LOCAL GOVERNMENTS IN ACQUIRING PROPERTY BY CONDEMNATION FOR WATER SUPPLY AND DISTRIBUTION SYSTEMS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1298, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EMERGENCY DEPARTMENT DATA AND AMBULATORY SURGICAL

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DATA ARE INCLUDED IN THE PATIENT DATA SUBMISSION REQUIREMENTS OF THE MEDICAL CARE DATA ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1368 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE FUTURE ADVANCES STATUTES, BY DISTINGUISHING BETWEEN A FUTURE ADVANCE AND A FUTURE OBLIGATION AND BY MAKING VARIOUS OTHER CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1449 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE JUVENILE CODE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1464 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY DOMESTIC VIOLENCE LAWS REGARDING WHEN A LAW ENFORCEMENT OFFICER SHALL ARREST A PERSON WHO HAS KNOWINGLY VIOLATED A VALID PROTECTIVE ORDER DESPITE THE 2006 HOLDING BY THE NORTH CAROLINA COURT OF APPEALS IN COCKERHAM-ELLERBEE V. THE TOWN OF JONESVILLE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 1228, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE ABC COMMISSION TO ADOPT RULES CONCERNING PRIVATE CLUBS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 1335 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE STATE REGULATION OF EMISSIONS OF AIR TOXICS WHEN THESE EMISSIONS ARE REGULATED UNDER THE

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FEDERAL CLEAN AIR ACT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1384 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SHOPPING CARTS ACT TO PROTECT SHOPPERS FROM EXPOSURE TO GERMS, VIRUSES, BACTERIA, AND OTHER CONTAMINANTS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1388 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE PUBLIC NOTICE REQUIREMENT REGARDING A PROSPECTIVE DEVELOPER'S INTENT TO REDEVELOP A BROWNFIELDS PROPERTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1490 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND CERTAIN PERMITS AND APPROVALS AFFECTING THE PHYSICAL DEVELOPMENT OF REAL PROPERTY LOCATED WITHIN THE STATE OF NORTH CAROLINA, THEREBY SUPERSEDING ALL STATUTORY AND REGULATORY REQUIREMENTS TO THE CONTRARY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 661, A BILL TO BE ENTITLED AN ACT TO ALLOW CITY MANAGERS IN CERTAIN SMALLER MUNICIPALITIES TO SERVE AS MEMBERS OF BOARDS OF EDUCATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

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The bill is re-referred to the Committee on Judiciary III.

H.B. 1024, A BILL TO BE ENTITLED AN ACT TO PROHIBIT ANY STATE LOTTERY ADVERTISING OR SPONSORSHIP RELATED TO HIGH SCHOOL SPORTS OR HIGH SCHOOL SPORTING EVENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1176, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REORGANIZE ALL HIGH SCHOOLS THAT HAVE A HIGH DROPOUT RATE, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

The serial referral to the Committee on Appropriations is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1260, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PREREGISTRATION OF QUALIFIED INDIVIDUALS WHO ARE SIXTEEN OR SEVENTEEN YEARS OF AGE AND TO EXPAND INSTRUCTION ON THE IMPORTANCE OF VOTING IN THE HIGH SCHOOL SOCIAL STUDIES CURRICULUM AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO PROMOTE REGISTRATION AND PREREGISTRATION OF STUDENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1292, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DISMISSAL, DEMOTION, OR SUSPENSION OF NONCERTIFIED SCHOOL EMPLOYEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

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H.B. 1327, A BILL TO BE ENTITLED AN ACT DIRECTING LAW ENFORCEMENT AGENCIES TO NOTIFY THE SCHOOL IF A STUDENT IS VALIDATED AS A GANG MEMBER AND AUTHORIZING LOCAL BOARDS OF EDUCATION TO PLACE REASONABLE CONDITIONS ON THE ENROLLMENT OF GANG MEMBERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

H.B. 1446, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO SCHOOL IMPROVEMENT PLANS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1474, A BILL TO BE ENTITLED AN ACT MANDATING A WEEK OF "CREDIT EDUCATION" FOR ALL HIGH SCHOOL SENIORS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The serial referral to the Committee on Appropriations is stricken.

Pursuant to Rule 36(b), the committee substitute bill is place on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 1492, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TUITION MAY BE CHARGED TO STUDENTS WHO ATTEND THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, TO REPEAL THE LAW THAT AUTHORIZES IN-STATE TUITION STATUS FOR OUT-OF-STATE STUDENTS WHO ARE AWARDED FULL SCHOLARSHIPS, AND TO INCREASE THE TUITION SURCHARGE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 315, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DISTRICT ATTORNEY AND DEFENSE ATTORNEY TO DISCLOSE TO THE COURT THAT A PLEA BARGAIN ARRANGEMENT WAS REJECTED BY A JUDGE AT AN EARLIER TIME IF THE PLEA IS SUBSEQUENTLY PRESENTED TO ANOTHER JUDGE FOR CONSIDERATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 348 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE EDUCATION REQUIREMENT FOR SERVICE ON A LOCAL BOARD OF EDUCATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1030, A BILL TO BE ENTITLED AN ACT TO EXEMPT PLUMBING CONTRACTORS FROM WELL CONTRACTOR CERTIFICATION REQUIREMENTS, with a favorable report.

Pursuant to Rule 32(a), the bill is re-referred to the Committee on Finance.

H.B. 1114, A BILL TO BE ENTITLED AN ACT TO PROVIDE A NOTATION ON A DRIVERS LICENSE OR SPECIAL IDENTIFICATION CARD THAT AN APPLICANT HAS A LIVING WILL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1185 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INDIVIDUAL CONVICTED OF HABITUAL IMPAIRED DRIVING TO BE ELIGIBLE TO PETITION FOR A HEARING TO RESTORE DRIVING PRIVILEGES AFTER TEN YEARS WITHOUT ANY TRAFFIC OR CRIMINAL CONVICTIONS, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1187, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE HEALTH STATUTES PERTAINING TO HEALTH CARE PERSONNEL AND HEALTH CARE FACILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1255, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN SENTENCING A DEFENDANT CONVICTED OF A SEX OFFENSE AND UPON REQUEST OF THE DISTRICT ATTORNEY, THE COURT MAY ENTER A PERMANENT NO CONTACT ORDER PROHIBITING ANY FUTURE CONTACT OF A CONVICTED SEX OFFENDER WITH THE CRIME VICTIM IF THE COURT DETERMINES THAT APPROPRIATE GROUNDS EXIST FOR THE ORDER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1261, A BILL TO BE ENTITLED AN ACT PROTECTING CHILDREN OF THIS STATE BY MAKING CYBER BULLYING A CRIMINAL OFFENSE PUNISHABLE AS A CLASS 1 MISDEMEANOR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1322 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE HEARING PROCESS APPLICABLE TO PROBATIONARY TEACHERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1334, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF HOME INVASION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1387 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE CURRENT LIMITATIONS ON CITY ORDINANCES, COUNTY ORDINANCES, AND DEED RESTRICTIONS THAT REGULATE THE INSTALLATION OF SOLAR COLLECTORS FOR SINGLE-FAMILY RESIDENCES APPLICABLE TO ALL RESIDENTIAL PROPERTY, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1478, A BILL TO BE ENTITLED AN ACT TO PROTECT THE SEAL OF A LICENSED DESIGN PROFESSIONAL IN BUILDING INSPECTION DOCUMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 1020**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO ASSIST CANCER PATIENTS WITH THE MANAGEMENT OF THE DISEASE, to the Appropriations Subcommittee on Health and Human Services.

CALENDAR

Action is taken on the following:

Senate Committee Substitute No. 2 for **H.B. 2** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT.

On motion of Representative Holliman, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (62-56), and the bill is ordered enrolled and presented to the Governor.

H.B. 688, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF JAMESTOWN, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas,

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Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 117.

Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 955 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP AND CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY GAME COMMISSION, TO MAKE CHANGES TO THE COMPENSATION PROVIDED TO MEMBERS OF THE COMMISSION AND THE CLERK OF THE COMMISSION, AND TO PROVIDE THAT NO FLOAT BLINDS MAY BE TIED WITHIN THREE HUNDRED YARDS OF A RESIDENCE IN CURRITUCK COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 969, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROHIBITING THE DISCHARGE OF FIREARMS ON REGISTERED LAND IN GRANVILLE COUNTY BY ALLOWING THE TRACTS OF REGISTERED LAND TO BE RECORDED IN THE GEOGRAPHIC INFORMATION SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 886, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF DIETETICS/NUTRITION TO RECOVER COSTS INCURRED BY THE BOARD IN CONNECTION WITH DISCIPLINARY PROCEEDINGS OF THE BOARD, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier,

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Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 118.

Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 1099 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO: (1) REPEAL THE REQUIREMENT THAT SEASONAL STATE PARK EMPLOYEES WEAR A UNIFORM VEST; (2) REQUIRE ELECTRONIC REPORTING OF ENVIRONMENTAL LEAD TEST RESULTS AND BLOOD LEAD TEST RESULTS; (3) CLARIFY THE FEE STRUCTURE FOR FOOD AND LODGING PERMITS; (4) REVISE THE SUNSET PROVISION FOR NUTRIENT OFFSET PAYMENTS; (5) AMEND THE SOLID WASTE DISPOSAL TAX TO STREAMLINE THE PROCESS WHEN A LOCAL GOVERNMENT IS SERVED BY A SOLID WASTE MANAGEMENT AUTHORITY; AND (6) EXTEND BY ONE YEAR THE DEADLINE FOR THE DEVELOPMENT AND IMPLEMENTATION OF A NUTRIENT MANAGEMENT STRATEGY FOR CERTAIN DRINKING WATER SUPPLY RESERVOIRS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 117.

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Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 1105 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGULATING REFRIGERATION CONTRACTORS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 115.

Voting in the negative: Representatives Avila and Stevens - 2.

Excused absence: Representative Carney.

H.B. 1159 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS ON INSURANCE BUSINESS ENTITY LICENSES; TO PROVIDE FOR ELECTRONIC FILINGS WITH THE DEPARTMENT OF INSURANCE; AND TO CLARIFY THE LAW ON APPOINTMENT OF AGENTS BY INSURANCE COMPANIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson,

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Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 118.

Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 1313 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEANINGFUL REGULATION OF INSURANCE PUBLIC ADJUSTERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 117.

Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 1421 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ELECTION LAWS RELATED TO VOTING EQUIPMENT, PREPARATION OF BALLOTS, AND TO THE DUTIES OF THE COUNTY BOARDS OF ELECTIONS AND THE STATE BOARD OF ELECTIONS.

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Representative Starnes offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its third reading, by electronic vote (117-0), and is ordered engrossed and sent to the Senate.

H.B. 1447 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE IDENTITY OF AN INDIVIDUAL WHO PROVIDES A TIP FOR AN UNSOLVED CASE THROUGH CRIME STOPPERS OR SIMILAR ORGANIZATIONS IS NOT A PUBLIC RECORD, TO PROVIDE THAT THE COMMUNICATION RECEIVED BY A CRIME STOPPERS ORGANIZATION IS NOT SUBJECT TO DISCOVERY OR ADMISSIBLE IN A COURT PROCEEDING, AND TO PROVIDE THAT A LAW ENFORCEMENT AGENCY HAS A DUTY TO MAINTAIN THE CONFIDENTIALITY OF A CRIME STOPPERS TIP.

Representative Haire offers Amendment No. 1 which fails of adoption by electronic vote (20-98).

Representative Stam offers Amendment No. 2 which is adopted by electronic vote (117-0).

The bill, as amended, passes its third reading, by electronic vote (116-0), and is ordered engrossed and sent to the Senate.

H.B. 188 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE NORTH CAROLINA INDEPENDENT COLLEGES AND UNIVERSITIES, TO DIRECT THE APPROPRIATE ENTITY TO STUDY THE IMPACTS OF RAISING THE COMPULSORY ATTENDANCE AGE FOR PUBLIC SCHOOL ATTENDANCE PRIOR TO COMPLETION OF A HIGH SCHOOL DIPLOMA FROM SIXTEEN TO SEVENTEEN OR EIGHTEEN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION, passes its second reading, by electronic vote (111-7), and there being no objection is read a third time.

Representative Folwell requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (110-8).

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 213 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ADOPTION OF RULES AND POLICIES FOR THE VOLUNTARY SHARED LEAVE PROGRAM THAT WILL PERMIT THE DONATION OF SICK LEAVE TO A NONFAMILY MEMBER RECIPIENT FOR STATE EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT, PUBLIC SCHOOL EMPLOYEES, AND COMMUNITY COLLEGE EMPLOYEES, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 223 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION PROJECT, passes its second reading, by electronic vote (115-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 311, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE CONSTRUCTION FUNDING OF SCHOOLS THROUGH THE FIRST AND THE SECOND ONE-HALF CENT SALES AND USE TAXES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 436 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM CERTIFICATE OF NEED REVIEW CERTAIN CAPITAL EXPENDITURES FOR NURSING HOMES, ADULT CARE HOMES, AND INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED THAT ENTAIL INNOVATIVE RENOVATIONS AND EXPANSIONS TO IMPROVE QUALITY OF LIFE, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 472 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FAIR AND RELIABLE IMPOSITION OF CAPITAL SENTENCES.

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On motion of Representative Womble and without objection, the bill is temporarily displaced.

H.B. 482 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE REINSTATEMENT OF UNUSED SICK LEAVE FOR PUBLIC SCHOOL EMPLOYEES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 569 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF WATER QUALITY IN THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO AUTHORIZE THE USE OF THREE-SIDED, OPEN-BOTTOM, OR BOTTOMLESS CULVERTS ON PRIVATE PROPERTY, BASED ON SOUND ENGINEERING PRACTICES, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE.

Pursuant to Rule 24.1A, Representative Setzer requests that he be excused from voting on this bill because his family business manufactures concrete pipe. This request is granted.

Representative Samuelson offers Amendment No. 1 which is adopted by electronic vote (111-3).

The bill, as amended, passes its second reading, by electronic vote (107-8), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 576 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LOCAL MANAGEMENT ENTITY'S AUTHORITY INCLUDES THE RIGHT OF ACCESS TO A PROVIDER FOR MONITORING AND IN RESPONSE TO COMPLAINTS OR EMERGENCIES AND TO CLARIFY THAT A LOCAL MANAGEMENT ENTITY MAY REMOVE A PROVIDER'S ENDORSEMENT IF ACCESS FOR THESE PURPOSES IS DENIED, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 578 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE NOTICE OF RIGHT TO SEEK LEGAL COUNSEL AND CLARIFY NOTICE REQUIRED TO PARTIES WHO MAY BE UNKNOWN OR UNLOCATABLE IN A PARTITION PROCEEDING; TO CODIFY THE CURRENT PRACTICE OF GRANTING OWNERS CREDIT FOR THEIR EXISTING INTEREST IN LAND WHEN BIDDING ON A PARTITION SALE; TO PERMIT A COURT TO ORDER AN INDEPENDENT APPRAISAL IF REQUESTED AND PAID FOR BY A PARTY TO THE PARTITION WHO CHALLENGES THE AMOUNT BID IN A PARTITION SALE, AS RECOMMENDED BY THE PARTITION SALES STUDY COMMITTEE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 593 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL STARTING DATE FOR STUDENTS AND TO REQUIRE LOCAL BOARDS OF EDUCATION TO CONDUCT A PUBLIC HEARING BEFORE DETERMINING THE OPENING AND CLOSING DATES FOR THE PUBLIC SCHOOLS.

Representative Guice offers Amendment No. 1 which is adopted by electronic vote (109-3).

The bill, as amended, passes its second reading, by electronic vote (76-41).

Representative Lewis objects to the third reading. The bill remains on the Calendar.

H.B. 649, A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN TAX INFORMATION OF LOCAL GOVERNMENTS TO THE DEPARTMENT OF STATE TREASURER, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

Representative Moore requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (118-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 667 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE'S ABC LAWS TO CREATE AN EXEMPTION FOR ACCREDITED COMMUNITY COLLEGES, COLLEGES, AND

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UNIVERSITIES FOR THE MANUFACTURE, POSSESSION, AND CONSUMPTION OF ALCOHOLIC BEVERAGES FOR THE PURPOSE OF CONDUCTING SCIENTIFIC, CHEMICAL, PHARMACEUTICAL, MECHANICAL, INDUSTRIAL, AND EDUCATIONAL RESEARCH, TO ALLOW WINE PRODUCERS AND WINERIES HOLDING AN OFF-PREMISES UNFORTIFIED WINERY PERMIT TO SELL UNFORTIFIED WINE AT THEIR PREMISES DURING BUSINESS HOURS, AND TO ALLOW WINERIES TO SELL THEIR WINE AT AN ADDITIONAL LOCATION IN THE COUNTY UNDER SPECIFIED CONDITIONS, passes its second reading, by electronic vote (114-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 684, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND IS A NONREVERTING ACCOUNT, TO MAKE A CHANGE TO THE MEMBERSHIP OF THE ADVISORY COMMITTEE FOR THE TRUST FUND, AND TO MAKE TECHNICAL CHANGES.

On motion of Representative Harrison and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 699 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL MUNICIPALITIES AND COUNTIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THEIR PUBLIC NUISANCE ORDINANCES, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Lewis withdraws his objection to the third reading of **H.B. 593** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL STARTING DATE FOR STUDENTS AND TO REQUIRE LOCAL BOARDS OF EDUCATION TO CONDUCT A PUBLIC HEARING BEFORE DETERMINING THE OPENING AND CLOSING DATES FOR THE PUBLIC SCHOOLS, and the bill is before the Body.

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A division having been called, the bill passes its third reading, by electronic vote (79-39), and is ordered engrossed and sent to the Senate.

CALENDAR (continued)

H.B. 709, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

Representatives Allen and Fisher request and are granted permission to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 713, A BILL TO BE ENTITLED AN ACT TO AMEND OR REPEAL VARIOUS ENVIRONMENTAL AND NATURAL RESOURCES REPORTING REQUIREMENTS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

Representative Cleveland requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (115-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 723, A BILL TO BE ENTITLED AN ACT TO REQUIRE HOLDERS OF ABANDONED PROPERTY WITH FIFTY OR MORE PROPERTY OWNER RECORDS TO FILE ELECTRONICALLY WITH THE OFFICE OF THE STATE TREASURER, TO ALLOW HOLDERS WITH LESS THAN FIFTY PROPERTY OWNER RECORDS TO FILE ELECTRONICALLY, AND TO ALLOW HOLDERS REPORTING ELECTRONICALLY TO FILE AN ELECTRONIC AFFIDAVIT, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 789, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE FILING OF NOTICE OF PENDING LITIGATION FOR ACTIONS SEEKING INJUNCTIVE RELIEF REGARDING SEDIMENTATION AND EROSION CONTROL FOR ANY LAND-DISTURBING ACTIVITY THAT IS SUBJECT TO THE REQUIREMENTS OF ARTICLE 4 OF CHAPTER 113A OF THE GENERAL STATUTES, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 813 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM APPORTIONMENT OF TORT RESPONSIBILITY ACT.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (117-0).

Representative Stam offers Amendment No. 2 which is adopted by electronic vote (116-0).

Representative Williams requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill, as amended, passes its second reading, by electronic vote (67-50).

Representative Rhyne objects to the third reading. The bill remains on the Calendar.

On motion of the Speaker, the House recesses at 6:30 p.m. subject to the receipt of Committee Reports and Messages from the Senate.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 726, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON'S RECORD MAY BE EXPUNGED FOR A FIRST MISDEMEANOR OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN EIGHTEEN YEARS OLD EVEN THOUGH THE PERSON IS EIGHTEEN YEARS OLD OR OLDER AT THE TIME OF CONVICTION AND TO PROVIDE THAT A PRAYER FOR JUDGMENT CONTINUED MAY BE DISMISSED FROM A PERSON'S RECORD IN THE SAME MANNER AS A DISMISSAL OR FINDING OF NOT GUILTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

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Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 853, A BILL TO BE ENTITLED AN ACT TO ENABLE COMMUNITY COLLEGES TO USE MODERN EQUIPMENT IN TRAINING WORKERS FOR NORTH CAROLINA JOBS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL NOT ISSUE OR RENEW COMMERCIAL DRIVERS LICENSES WITH ENDORSEMENTS THAT QUALIFY A PERSON TO DRIVE A COMMERCIAL PASSENGER VEHICLE OR SCHOOL BUS FOR ANYONE REQUIRED TO REGISTER UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAMS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1317, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EFFECTIVE USE OF LAW ENFORCEMENT RESOURCES IN MONITORING REGISTERED SEX OFFENDERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 243 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF NONLAW ENFORCEMENT PERSONNEL DESIGNATED BY A CITY OR COUNTY TO PROVIDE TRANSPORTATION OR CUSTODY UNDER INVOLUNTARY COMMITMENT PROCEEDINGS; TO AUTHORIZE THE FACILITY OF FIRST COMMITMENT EXAMINATION TO TERMINATE THE INPATIENT COMMITMENT PROCEEDINGS IN APPROPRIATE CIRCUMSTANCES WHEN A TWENTY-FOUR-HOUR FACILITY IS NOT AVAILABLE, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 994 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADVISE THE HOUSING AUTHORITY OF THE CITY OF WILSON ON THE REQUIREMENTS FOR REGISTRATION AS A MULTIUNIT ASSISTED HOUSING WITH SERVICES PROGRAM AND ON THE REQUIREMENTS FOR LICENSURE AS A HOME CARE AGENCY IN ORDER TO ASSIST THE HOUSING AUTHORITY WITH THEIR EFFORTS TO HELP INDIVIDUALS AGE IN PLACE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1132, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PERSON MUST APPLY TO RENEW A CONCEALED HANDGUN PERMIT WITHIN THE THIRTY-DAY PERIOD PRIOR TO THE EXPIRATION DATE OF THE PERMIT, TO PROVIDE THAT A SHERIFF SHALL ISSUE OR DENY AN APPLICATION TO RENEW A CONCEALED HANDGUN PERMIT WITHIN THIRTY DAYS OF RECEIPT OF THE COMPLETED RENEWAL APPLICATION, AND TO PROVIDE THAT THE PERMIT OF A PERSON WHO COMPLIES WITH THE RENEWAL REQUIREMENTS REMAINS VALID BEYOND THE EXPIRATION DATE OF THE PERMIT UNTIL THE PERSON IS EITHER GRANTED OR DENIED A RENEWAL PERMIT BY THE SHERIFF, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1265, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PRIVATE PERSONNEL SERVICES, JOB LISTING SERVICES, AND INDIVIDUALS PROVIDE A NOTICE TO POTENTIAL CUSTOMERS CONCERNING IDENTITY THEFT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1299 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CUSTODY OF A MINOR CHILD BY DEFINING VISITATION TO INCLUDE VISITATION BY ELECTRONIC COMMUNICATION, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1347, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHIEF COURT COUNSELOR IN EACH DISTRICT TO DELEGATE CERTAIN RESPONSIBILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1452 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CITIES, COUNTIES, LOCAL BOARDS OF EDUCATION, UNIFIED GOVERNMENTS, SANITARY DISTRICTS, AND CONSOLIDATED CITY-COUNTIES TO ADOPT A CODE OF ETHICS FOR THE GOVERNING BOARD AND TO REQUIRE THE MEMBERS OF THOSE GOVERNING BOARDS TO RECEIVE EDUCATION ON ETHICS LAWS APPLICABLE TO LOCAL GOVERNMENT OFFICIALS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

H.B. 602, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, FOR EXPANSION OF SERVICES AND SUPPORT FOR PERSONS WITH MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND ADDICTIVE DISEASES, AS RECOMMENDED BY THE COALITION (FORMERLY COALITION 2001), with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Harrell, Chair, for the Committee on Science and Technology:

H.B. 1489, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANYONE WHO IS CONVICTED OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY OTHER IMPAIRED DRIVING OFFENSE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THEY MAY DRIVE BEFORE THEY CAN GET A

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LIMITED DRIVING PRIVILEGE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

H.B. 1497, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE RESULTS OF A SPECTRAL FLORESCENCE SIGNATURE ANALYSIS WITH REGARD AS TO WHETHER A SUBSTANCE IS A DRUG ARE ADMISSIBLE IN EVIDENCE IN COURT, TO REQUIRE A PERMIT TO CONDUCT A SPECTRAL FLORESCENCE SIGNATURE ANALYSIS, AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH AND ADMINISTER A PERMIT PROGRAM FOR THE PRACTICE OF SPECTRAL FLORESCENCE SIGNATURE ANALYSIS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

H.B. 1018, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALAMANCA COUNTY TO USE THE APPRAISED VALUE OF REAL PROPERTY DETERMINED IN THE GENERAL REAPPRAISAL CONDUCTED IMMEDIATELY PRECEDING THE MOST RECENTLY CONDUCTED GENERAL REAPPRAISAL, reported without prejudice as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 1390 (Committee Substitute). A BILL TO BE ENTITLED AN ACT TO RENDER VOID ANY BEQUEST OR DEVISE IN A WILL TO THE ATTORNEY WHO DRAFTED THE WILL UNLESS THE ATTORNEY IS A RELATIVE OF THE TESTATOR, with a favorable report, as amended.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1102, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JACKLYN "JACK" HARROLD LUCAS, ONE OF THE YOUNGEST MEDAL OF HONOR RECIPIENTS OF THE TWENTIETH CENTURY, AS EXEMPLIFYING THE SPIRIT OF SACRIFICE EMBODIED IN ALL NORTH CAROLINA VETERANS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Fisher and Underhill, Chairs, for the Appropriations Subcommittee on General Government, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 1073, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE FIRE AND RESCUE PENSION FUND WHO WITHDRAW FROM MEMBERSHIP ARE ENTITLED TO THE RETURN OF ALL FUNDS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 535 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH INSURERS, INCLUDING THE STATE HEALTH PLAN, TO PROVIDE COVERAGE FOR THE DIAGNOSIS AND TREATMENT OF LYMPHEDEMA, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 1292 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DISMISSAL, DEMOTION, OR SUSPENSION OF NONCERTIFIED SCHOOL EMPLOYEES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

CROSSOVER DEADLINE AGREEMENT

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AGREEMENT TO COVER BILLS AND RESOLUTIONS PASSED FOLLOWING ADJOURNMENT OF EITHER CHAMBER PRIOR TO THE OTHER ON MAY 14, 2009, CROSSOVER DEADLINE.

It is agreed that all bills and resolutions passed by the House of Representatives or the Senate on May 14, 2009, and ordered sent to the other chamber but not read as a message on the floor of either Body, shall be considered to have met the provisions of House Rule 31.1(e) and Senate Rule 41.

S/ Joe Hackney
Speaker of the House

S/ Marc Basnight
Senate President Pro Tempore

CALENDAR (continued)

H.B. 817, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FINANCIAL LITERACY COUNCIL TO COORDINATE AND EXPAND THE STATEWIDE DELIVERY OF FINANCIAL EDUCATION FOR ALL NORTH CAROLINIANS, passes its second reading, by electronic vote (99-1), and there being no objection is read a third time.

Representatives Insko and McElraft request and are granted permission to be recorded as voting "aye". The adjusted vote total is (101-1).

The bill passes its third reading and is ordered sent to the Senate.

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BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 946**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE LAWS RELATING TO MOTOR VEHICLES APPLY ON THE STREETS WITHIN THE BEAR PAW SERVICE DISTRICT IN CHEROKEE COUNTY, is withdrawn from the Committee on Finance and pursuant to Rule 36(b), is placed on the Calendar of May 14.

On motion of Representative Owens and without objection, **H.B. 1269** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY OR CITY TO USE EXCESS FACILITY FEES WITHOUT THE APPROVAL OF THE ADMINISTRATIVE OFFICE OF THE COURTS, TO ADD TO THE DIRECTOR'S POWERS AND DUTIES THE ESTABLISHMENT AND STAFFING OF AN INTERNAL AUDITING DIVISION FOR THE JUDICIAL DEPARTMENT, TO MODIFY CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, AND TO CLARIFY THE EMERGENCY POWERS OF THE CHIEF JUSTICE, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 14.

On motion of Representative Owens and without objection, **H.B. 1481** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER THE STATE ENERGY OFFICE FROM THE DEPARTMENT OF ADMINISTRATION TO THE DEPARTMENT OF COMMERCE, TO TRANSFER THE RESIDENTIAL ENERGY CONSERVATION ASSISTANCE PROGRAM FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO THE ENERGY OFFICE OF THE DEPARTMENT OF COMMERCE, AND TO MAKE VARIOUS CHANGES TO THE ENERGY POLICY ACT OF 1975, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 14.

CALENDAR (continued)

H.B. 856 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RAISE THE CAP ON THE NUMBER OF CHARTER SCHOOLS AND TO IMPLEMENT RECOMMENDATIONS OF THE BLUE RIBBON COMMISSION ON CHARTER SCHOOLS, passes its second reading, by electronic vote (102-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 877 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INDIVIDUAL WILL NOT BE DENIED UNEMPLOYMENT COMPENSATION SOLELY BECAUSE THE INDIVIDUAL IS SEEKING ONLY PART-TIME WORK, TO REMOVE DISQUALIFYING CONDITIONS RELATED TO SEPARATING FROM WORK FOR COMPELLING FAMILY REASONS INCLUDING DOMESTIC VIOLENCE, ILLNESS, OR DISABILITY, AND TO REPEAL THE TWO-WEEK DISQUALIFICATION FOR UNEMPLOYMENT COMPENSATION BENEFITS AS A RESULT OF LEAVING WORK TO ACCOMPANY A SPOUSE TO A NEW PLACE OF RESIDENCE FOR WORK IN A DIFFERENT LOCATION AND TO MAKE THOSE BENEFITS NONCHARGEABLE TO THE EMPLOYER, passes its second reading, by electronic vote (99-12), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 882 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO REFUSE TO REGISTER A VEHICLE IF THE VEHICLE IS NOT IN COMPLIANCE WITH THE INSPECTIONS REQUIREMENTS, TO REQUIRE PROOF OF FINANCIAL RESPONSIBILITY FOR A THREE-DAY TRIP PERMIT, AND TO MAKE TECHNICAL CHANGES TO THE INSPECTION PROGRAM STATUTES.

Representative Cole offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (113-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 884 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY SAFETY INSPECTION STATION AND SAFETY SELF-INSPECTOR RESPONSIBILITIES AND NOTICE REQUIREMENTS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 885 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS FROM PICKETING DIRECTED AT

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A SINGLE RESIDENCE IN A MANNER THAT WOULD CAUSE FEAR OR SUBSTANTIAL EMOTIONAL DISTRESS, passes its second reading, by electronic vote (110-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 907 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE JUDICIAL PUBLIC CAMPAIGN LAW BY ALLOWING THE ACCEPTANCE OF QUALIFYING CONTRIBUTIONS IN THE SAME FORM AS OTHER CONTRIBUTIONS; BY PROVIDING THAT NO OPPORTUNITY TO WIN ANYTHING OF VALUE MAY BE OFFERED IN EXCHANGE FOR A QUALIFYING CONTRIBUTION; BY SPECIFYING HOW MULTIPLE CONTRIBUTIONS BY THE SAME INDIVIDUAL AND CONTRIBUTIONS BY FAMILY MEMBERS ARE TREATED FOR PURPOSES OF THE QUALIFYING CONTRIBUTION THRESHOLDS; BY ADDRESSING HOW MATCHING FUNDS ARE AVAILABLE BEFORE A PRIMARY; BY PROVIDING THAT NO MATCHING FUNDS WILL BE TRIGGERED BY COMMUNICATIONS THAT SUPPORT OR OPPOSE ALL CANDIDATES; AND BY MAKING MORE FLEXIBLE THE WORD LIMITATIONS IN THE VOTER'S GUIDE, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 961 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PREVENT CONFLICT OF INTEREST AND ITS APPEARANCE INVOLVING POLITICAL CONTRIBUTIONS BY STATE CONTRACTORS, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONTROLLED SUBSTANCES REPORTING ACT TO MAKE CHANGES PERTAINING TO CONFIDENTIALITY OF PRESCRIPTION INFORMATION, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1058 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATUTORY HOMESTEAD EXEMPTION.

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Representative Tillis offers Amendment No. 1 which is adopted by electronic vote (115-2).

On motion of Speaker Hackney and without objection, the bill is temporarily displaced.

H.B. 1077 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE VENUE RULES AND THE AUTHORITY OF MAGISTRATES FOR MUNICIPALITIES LYING IN FOUR OR MORE COUNTIES, EACH OF WHICH IS IN A DIFFERENT JUDICIAL DISTRICT, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1078, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ACTS OF VIOLENCE IN SCHOOLS ARE REPORTED TO THE LOCAL SUPERINTENDENT OR THE SUPERINTENDENT'S DESIGNEE, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 1267, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING LIABILITY OF A COMMERCIAL SOCIAL NETWORKING SITE TO PROVIDE THAT THE WEB SITE SHALL NOT BE HELD CIVILLY LIABLE FOR DAMAGES ARISING OUT OF COMMUNICATIONS ON THE WEB SITE IF THE WEB SITE MAKES A GOOD FAITH ATTEMPT TO SCREEN OUT USERS WHO ARE IN THE STATEWIDE SEX OFFENDER REGISTRY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1327 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING LAW ENFORCEMENT AGENCIES TO DISSEMINATE AN ASSESSMENT OF CRIMINAL INTELLIGENCE INFORMATION

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TO A SCHOOL PRINCIPAL PURSUANT TO FEDERAL LAW, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1377, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN SALES OF STATE PROPERTY SUBJECT TO UPSET BIDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 1414 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEFINE DELINQUENT JUVENILE AS A JUVENILE WHO IS BETWEEN SIX YEARS OF AGE AND EIGHTEEN YEARS OF AGE WHO COMMITS A CRIME OR INFRACTION AND TO ESTABLISH A TASK FORCE FOR IMPLEMENTATION OF THE YOUTH ACCOUNTABILITY ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Earle, England, and Insko, Chairs, for the Appropriations Subcommittee on Health and Human Services, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 1020, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO ASSIST CANCER PATIENTS WITH THE MANAGEMENT OF THE DISEASE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 661, A BILL TO BE ENTITLED AN ACT TO ALLOW CITY MANAGERS IN CERTAIN SMALLER MUNICIPALITIES TO SERVE AS MEMBERS OF BOARDS OF EDUCATION, with a favorable report, as amended.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

SUBCOMMITTEE REFERRALS

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 684**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND IS A NON-REVERTING ACCOUNT, TO MAKE A CHANGE TO THE MEMBERSHIP OF THE ADVISORY COMMITTEE FOR THE TRUST FUND, AND TO MAKE TECHNICAL CHANGES, to the Appropriations Subcommittee on Natural and Economic Resources.

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 1296** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM IN THE NORTH CAROLINA BOARD OF PHARMACY, to the Appropriations Subcommittee on Health and Human Services.

CALENDAR (continued)

H.B. 1094 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT SPECIAL PLATES THAT ARE AVAILABLE TO MILITARY VETERANS ARE ISSUED ONLY TO APPROPRIATE APPLICANTS, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

Representatives Blackwell and Wainwright request and are granted permission to be recorded as voting "aye". The adjusted vote total is (105-0).

The bill passes its third reading and is ordered sent to the Senate.

REPRESENTATIVE WAINWRIGHT, SPEAKER PRO TEMPORE, PRESIDING.

H.B. 1098 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS H FELONY TO WILLFULLY KILL OR ATTEMPT TO KILL A SEARCH AND RESCUE ANIMAL AND TO MAKE IT AN AGGRAVATING CIRCUMSTANCE FOR OTHER CRIMINAL OFFENSES THAT A SEARCH AND RESCUE ANIMAL

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WAS SERIOUSLY HARMED OR KILLED WHILE THE ANIMAL WAS ENGAGED IN PERFORMING OFFICIAL DUTIES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1104, A BILL TO BE ENTITLED AN ACT TO UPDATE NORTH CAROLINA'S MEAT INSPECTION ACT TO BE EQUIVALENT TO FEDERAL STANDARDS BY EXEMPTING OSTRICHES FROM INSPECTION FEES, EXEMPTING RABBITS FROM THE POULTRY PRODUCTS INSPECTION ACT, AND CHANGING THE THRESHOLDS UNDER THE POULTRY PRODUCER EXEMPTION FOR PROCESSING POULTRY PRODUCTS FOR INTERSTATE COMMERCE, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPEAKER HACKNEY PRESIDING.

H.B. 1110 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY PROCEDURES IN CIVIL ACTIONS FOR ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (115-0).

Representative Rhyne offers Amendment No. 2 which fails of adoption by electronic vote (36-79).

The bill, as amended, passes its second reading, by electronic vote (72-44).

Representative Stam objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

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H.B. 617 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PREVENT POTENTIAL CONFLICTS OF INTEREST BY PERSONS EMPLOYED BY THE STATE OR ACTING AS AGENTS OF THE STATE WITHIN LOCAL HEALTH DEPARTMENTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Cole, Vice Chair, for the Committee on Transportation:

H.B. 286, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE HIGHWAY FUND TO THE HIGHWAY MAINTENANCE FUND AND THE NAME OF THE HIGHWAY TRUST FUND TO THE HIGHWAY SPECIAL PROJECTS FUND, reported without prejudice as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The serial referral to the Committee on Appropriations is stricken.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 1485 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR RECOVERY OF OVERPAYMENTS TO PROVIDERS BY INSURERS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

RULE SUSPENDED

Speaker Hackney requests unanimous consent of the House that Rule 1 be suspended. Without objection, the House continues its Session past the 9:00 p.m. hour of adjournment.

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CALENDAR (continued)

H.B. 1112 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING BIRTH REGISTRATION REQUIREMENTS TO ALLOW A CHILD'S PUTATIVE FATHER TO BE ENTERED ON THE BIRTH CERTIFICATE OF THE CHILD IF THE MOTHER HAS BEEN LIVING SEPARATE AND APART FROM HER HUSBAND AT THE TIME OF THE CHILD'S CONCEPTION, OR BETWEEN CONCEPTION AND BIRTH.

Representative Stevens offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1124, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE COMPENSATION FOR CERTAIN SEVERELY DISABLED VETERANS DISCHARGED FOR ACTS OR OMISSIONS ATTRIBUTED TO A SERVICE-CONNECTED DISABILITY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1143 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE ALL MILITARY WARTIME VETERAN SPECIAL PLATES BASED ON DEFINED PERIODS OF WAR, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1168 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH TITLE PROTECTION FOR SOCIAL WORKERS AND TO AUTHORIZE ANY GOVERNMENTAL EMPLOYEE WHOSE POSITION IS DERIVED FROM THE OFFICE OF STATE PERSONNEL SOCIAL WORK SERIES, HAS BEEN CERTIFIED TO BE SUBSTANTIALLY EQUIVALENT, OR WAS CREATED BY A COUNTY IN A HUMAN SERVICES AGENCY TO USE THE TITLE "SOCIAL WORKER", passes its second reading, by electronic vote (116-0).

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Representative Stam objects to the third reading. The bill remains on the Calendar.

H.B. 1180 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE CONSUMER CHOICE AND INVESTMENT ACT OF 2009.

Pursuant to Rule 24.1A, Representative Gibson requests that he be excused from voting on this bill. This request is granted.

The bill passes its second reading, by electronic vote (102-11), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Stam withdraws his objection to the third reading of **H.B. 1168** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH TITLE PROTECTION FOR SOCIAL WORKERS AND TO AUTHORIZE ANY GOVERNMENTAL EMPLOYEE WHOSE POSITION IS DERIVED FROM THE OFFICE OF STATE PERSONNEL SOCIAL WORK SERIES, HAS BEEN CERTIFIED TO BE SUBSTANTIALLY EQUIVALENT, OR WAS CREATED BY A COUNTY IN A HUMAN SERVICES AGENCY TO USE THE TITLE "SOCIAL WORKER", and the bill is before the Body.

The bill passes its third reading and is ordered sent to the Senate.

CALENDAR (continued)

H.B. 1186 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTY DEPARTMENTS OF SOCIAL SERVICES TO CONDUCT FOLLOW-UP MONITORING OF ADULT CARE HOMES TO ENSURE COMPLIANCE WITH STATE AND FEDERAL LAW, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1189 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING PHYSICIANS OR ELIGIBLE PSYCHOLOGISTS CONDUCTING EXAMINATIONS TO INFORM THE LOCAL MANAGEMENT ENTITY THAT AN INDIVIDUAL HAS BEEN SCHEDULED FOR

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AN APPOINTMENT WITH AN OUTPATIENT TREATMENT PHYSICIAN OR CENTER; TO ALLOW FIRST COMMITMENTS TO BE CONDUCTED VIA TELEMEDICINE; AND PERTAINING TO SECURITY FORCES AT CERTAIN MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1198, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PERSONS WHO HAD A THREE-YEAR WAITING PERIOD FOR A HEARING ON CONDITIONAL RESTORATION OF A REVOKED LICENSE WHEN THE LAW WAS CHANGED TO A FIVE-YEAR WAITING PERIOD WERE NOT AFFECTED BY THE CHANGE, passes its second reading, by electronic vote (109-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE RATE SPREAD AND HIGH-COST HOME LOANS STATUTES, AND TO MAKE A CONFORMING CHANGE TO THE EMERGENCY PROGRAM TO REDUCE HOME FORECLOSURES ACT, passes its second reading, by electronic vote (103-12), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1236 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE VOLUNTARY, YEAR-ROUND WATER CONSERVATION AND WATER USE EFFICIENCY MEASURES BY COMMERCIAL AND INDUSTRIAL WATER USERS.

Representative Gibson offers Amendment No. 1, which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

Representative Brubaker requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (115-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

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H.B. 1256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF LARCENY OF A MOTOR VEHICLE PART.

On motion of the Speaker and without objection, the bill is temporarily displaced.

H.B. 1294 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO PROVIDE PREMIUM SUBSIDIES IF FUNDS ARE AVAILABLE AND TO REQUIRE INSURERS TO NOTIFY APPLICANTS FOR HEALTH INSURANCE COVERAGE ABOUT THE EXISTENCE OF THE POOL.

Representative Insko offers Amendment No. 1 which is adopted by electronic vote (114-1).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF LARCENY OF A MOTOR VEHICLE PART, which was temporarily displaced, is before the Body.

The bill passes its second reading, by electronic vote (97-16).

Representative Stam objects to the third reading. The bill remains on the Calendar.

H.B. 1297 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PERTAINING TO THE CREDENTIALING OF HEALTH CARE PROVIDERS UNDER HEALTH BENEFIT PLANS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Rhyne withdraws his objection to the third reading of **H.B. 813** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO

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ENACT THE UNIFORM APPORTIONMENT OF TORT RESPONSIBILITY ACT, and the bill is before the Body.

The bill, as amended, passes its third reading, by electronic vote (73-42), and is ordered engrossed and sent to the Senate.

Representative Blackwood requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (72-43).

CALENDAR (continued)

H.B. 1307 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE THE HOUSE SELECT STUDY COMMISSION ON TRAFFICKING OF PRESCRIPTION MEDICATIONS.

Representative Sutton offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Stam withdraws his objection to the third reading of **H.B. 1256** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF LARCENY OF A MOTOR VEHICLE PART, and the bill is before the Body.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (112-2).

The bill, as amended, passes its third reading, by electronic vote (111-4), and is ordered engrossed and sent to the Senate.

CALENDAR (continued)

H.B. 1507 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER.

On motion of Representative Gibson and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of May 14.

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H.B. 1315, A BILL TO BE ENTITLED AN ACT TO AMEND CHILD CARE LAWS TO REDEFINE WHO MAY SIGN A MEDICAL WAIVER FOR AN ALTERNATIVE SLEEP POSITION FOR INFANTS IN CHILD CARE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1342, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT NORTH CAROLINA CONTINUES TO BE ELIGIBLE FOR STOP VIOLENCE AGAINST WOMEN FORMULA GRANT PROGRAM FUNDING; AND TO INCREASE THE AUTHORITY OF THE DIRECTOR OF THE CRIME VICTIMS COMPENSATION COMMISSION AND THE COMMISSION ITSELF TO CONSIDER PROXIMATE CAUSE WHEN DETERMINING WHETHER TO MAKE AN AWARD; AND TO MAKE VARIOUS OTHER CHANGES TO THE RAPE VICTIMS ASSISTANCE PROGRAM, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1353 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITY ORDINANCES AND COUNTY ORDINANCES CANNOT PROHIBIT OR HAVE THE EFFECT OF PROHIBITING THE INSTALLATION OF CLOTHESLINES NOT VISIBLE BY A PERSON ON THE GROUND AND NOT FACING AREAS OPEN TO COMMON OR PUBLIC ACCESS, passes its second reading, by electronic vote (100-14), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1399 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CIVIL PENALTIES OF UP TO ONE THOUSAND DOLLARS MAY BE ASSESSED FOR VIOLATION OF CAPACITY USE AREA LAWS, passes its second reading, by electronic vote (95-19), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1412 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES RELATING TO NATIONAL GUARD COURTS-MARTIAL, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Gibson and by electronic vote (97-18), **H.B. 1507** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER, which was removed from the Calendar and placed on the Calendar of May 14, is placed back on today's Calendar and is before the Body.

The bill passes its second reading, by electronic vote (67-48).

Representative Gibson objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Earle, England, and Insko, Chairs, for the Appropriations Subcommittee on Health and Human Services, with approval of standing committee Chairs for the following reports to be made directly to the floor of the House:

H.B. 673 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO TAKE CERTAIN ACTIONS TO IMPROVE SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1296 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM IN THE NORTH CAROLINA BOARD OF PHARMACY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

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By Representatives Harrison, Pierce, and E. Warren, Chairs, for the Appropriations Subcommittee on Natural and Economic Resources, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 684, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND IS A NONREVERTING ACCOUNT, TO MAKE A CHANGE TO THE MEMBERSHIP OF THE ADVISORY COMMITTEE FOR THE TRUST FUND, AND TO MAKE TECHNICAL CHANGES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

H.B. 917 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE EFFECT OF EXECUTIVE ORDER NUMBER ELEVEN APPLICABLE TO THE LEGISLATIVE AND JUDICIAL BRANCHES AND TO PROTECT STATE EMPLOYEES UNDER THAT ORDER, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 755** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF SPECIAL REGISTRATION PLATE ACCOUNT FUNDS DESIGNATED FOR BEAUTIFICATION ON ALL HIGHWAYS, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 14.

Representative Owens moves, seconded by Representative England, that the House adjourn, subject to the receipt of Committee Reports and the receipt of Messages from the Senate, to reconvene May 14 at 9:30 a.m.

The motion carries.

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No Committee Reports or Messages from the Senate having been received, the House stands adjourned at 10:54 p.m.

SIXTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Thursday, May 14, 2009

The House meets at 9:30 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"We are grateful to the people who have put us in this Chamber. Amidst the seemingly slow and early days of Session as well as the frantic and weary hours of the past days, we are forever reminded that we are here because people invited us here. No, we won't necessarily agree. Yes, we might often become frustrated. But, always...always we are to be here on their behalf. We are their guests. Remind us of this humble truth, O God. And, if the day ever comes when our egos become too big for our friends back home or for this Honorable Chamber, let that be the day when we return home ourselves. Keep us from vain glory and self-adulation. May sincerity and gentleness of spirit rein us in and keep us ever humble. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Carney for today. Representatives Brisson, Justice, Luebke, Martin, Stiller, Underhill, and Wainwright are excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 2, AN ACT TO PROHIBIT SMOKING IN CERTAIN PUBLIC PLACES AND CERTAIN PLACES OF EMPLOYMENT.

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CALENDAR

Action is taken on the following:

H.B. 917 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE EFFECT OF EXECUTIVE ORDER NUMBER ELEVEN APPLICABLE TO THE LEGISLATIVE AND JUDICIAL BRANCHES AND TO PROTECT STATE EMPLOYEES UNDER THAT ORDER.

On motion of Speaker Hackney and without objection, the bill is temporarily displaced.

H.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND ORGANIZATIONAL CHANGES TO THE LAW REGARDING THE LICENSURE AND INSPECTION OF FACILITIES FOR AGED AND DISABLED INDIVIDUALS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Justice, Justus, Killian, Langdon, Love, Lucas, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Carney, Luebke, and Stiller - 3.

H.B. 1196 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, passes its third reading by the following three-fifths majority vote, and is ordered sent to the Senate.

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Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Justice, Justus, Killian, Langdon, Love, Lucas, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Carney and Luebke - 2.

H.B. 472 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FAIR AND RELIABLE IMPOSITION OF CAPITAL SENTENCES.

On motion of Representative Womble and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

H.B. 1058 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATUTORY HOMESTEAD EXEMPTION.

Representative Glazier offers Amendment No. 2 which is adopted by electronic vote (117-0).

Representative Wray requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (118-0).

Representative Stam offers Amendment No. 3 which is adopted by electronic vote (99-18).

The bill, as amended, passes its second reading, by electronic vote (62-55).

On motion of the Speaker, the bill is temporarily displaced.

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H.B. 917 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE EFFECT OF EXECUTIVE ORDER NUMBER ELEVEN APPLICABLE TO THE LEGISLATIVE AND JUDICIAL BRANCHES AND TO PROTECT STATE EMPLOYEES UNDER THAT ORDER, which was temporarily displaced, is before the Body.

On motion of Representative Michaux, the House concurs in the Senate amendment, by electronic vote (115-2), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 688, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF JAMESTOWN, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 118.

Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 946, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE LAWS RELATING TO MOTOR VEHICLES APPLY ON THE STREETS WITHIN THE BEAR PAW SERVICE DISTRICT IN CHEROKEE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 1020, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO ASSIST CANCER PATIENTS WITH THE MANAGEMENT OF THE DISEASE, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 1030**, A BILL TO BE ENTITLED AN ACT TO EXEMPT PLUMBING CONTRACTORS FROM WELL CONTRACTOR CERTIFICATION REQUIREMENTS, is withdrawn from the Committee on Finance and pursuant to Rule 36(b), is placed on today's Calendar.

On motion of Representative Owens and without objection, **H.B. 1035**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERFORMANCE AND PAYMENT BONDING REQUIREMENT FOR CONSTRUCTION PROJECT CONTRACTS AWARDED BY THE UNIVERSITY OF NORTH CAROLINA THAT EXCEED FIVE HUNDRED THOUSAND DOLLARS, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b) is placed on today's Calendar.

On motion of Representative Owens and without objection, **H.B. 1446** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO SCHOOL IMPROVEMENT PLANS, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on today's Calendar.

RE-REFERRAL

On motion of Representative Owens, a serial referral to the Committee on Appropriations, for **H.B. 229**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS BY SHORTENING THE WAITING PERIOD BETWEEN RETIREMENT AND REEMPLOYMENT, EXTENDING THE SUNSET ON THE PROVISION, AND REMOVING THE PROHIBITION ON CONTRACTOR SERVICE AFTER RETIREMENT FOR ALL STATE EMPLOYEES, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is added. The original referral to the Committee on Pensions and Retirement remains the same.

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CALENDAR (continued)

H.B. 1507 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER.

On motion of Representative Gibson and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

H.B. 1058 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATUTORY HOMESTEAD EXEMPTION, which was temporarily displaced, is before the Body.

Representative Stam offers Amendment No. 4.

On motion of Representative Stam, the bill, with Amendment No. 4 pending, is temporarily displaced.

H.B. 886, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF DIETETICS/NUTRITION TO RECOVER COSTS INCURRED BY THE BOARD IN CONNECTION WITH DISCIPLINARY PROCEEDINGS OF THE BOARD, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 117.

Voting in the negative: None.

Excused absence: Representative Carney.

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H.B. 1099 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO: (1) REPEAL THE REQUIREMENT THAT SEASONAL STATE PARK EMPLOYEES WEAR A UNIFORM VEST; (2) REQUIRE ELECTRONIC REPORTING OF ENVIRONMENTAL LEAD TEST RESULTS AND BLOOD LEAD TEST RESULTS; (3) CLARIFY THE FEE STRUCTURE FOR FOOD AND LODGING PERMITS; (4) REVISE THE SUNSET PROVISION FOR NUTRIENT OFFSET PAYMENTS; (5) AMEND THE SOLID WASTE DISPOSAL TAX TO STREAMLINE THE PROCESS WHEN A LOCAL GOVERNMENT IS SERVED BY A SOLID WASTE MANAGEMENT AUTHORITY; AND (6) EXTEND BY ONE YEAR THE DEADLINE FOR THE DEVELOPMENT AND IMPLEMENTATION OF A NUTRIENT MANAGEMENT STRATEGY FOR CERTAIN DRINKING WATER SUPPLY RESERVOIRS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 116.

Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 1105 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGULATING REFRIGERATION CONTRACTORS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr,

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Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 116.

Voting in the negative: Representative Avila.

Excused absence: Representative Carney.

H.B. 1159 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS ON INSURANCE BUSINESS ENTITY LICENSES; TO PROVIDE FOR ELECTRONIC FILINGS WITH THE DEPARTMENT OF INSURANCE; AND TO CLARIFY THE LAW ON APPOINTMENT OF AGENTS BY INSURANCE COMPANIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 116.

Voting in the negative: None.

Excused absence: Representative Carney.

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H.B. 1313 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEANINGFUL REGULATION OF INSURANCE PUBLIC ADJUSTERS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blue, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 117.

Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 1110 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY PROCEDURES IN CIVIL ACTIONS FOR ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION.

Representative Rhyne offers Amendment No. 3 which fails of adoption by electronic vote (58-60).

The bill, as amended, passes its third reading, by electronic vote (76-41), and is ordered engrossed and sent to the Senate.

Representative Blust requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (75-42).

H.B. 348 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE EDUCATION REQUIREMENT FOR SERVICE ON A LOCAL BOARD OF EDUCATION, passes its second reading, by electronic vote (75-40), and there being no objection is read a third time.

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Representative Allred states that his voting equipment malfunctioned and he requests to change his vote from "aye" to "no". This request is granted. The adjusted vote total is (74-41).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 466 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ROLE OF THE BOXING ADVISORY COMMISSION IN REGULATING BOXING AND OTHER RELATED ARTS, passes its second reading, by electronic vote (103-12), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 243 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE FACILITY OF FIRST COMMITMENT EXAMINATION TO TERMINATE THE INPATIENT COMMITMENT PROCEEDINGS IN APPROPRIATE CIRCUMSTANCES WHEN A TWENTY-FOUR-HOUR FACILITY IS NOT AVAILABLE.

Representative Insko offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 617 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PREVENT POTENTIAL CONFLICTS OF INTEREST BY PERSONS EMPLOYED BY THE STATE OR ACTING AS AGENTS OF THE STATE WITHIN LOCAL HEALTH DEPARTMENTS, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 661, A BILL TO BE ENTITLED AN ACT TO ALLOW CITY MANAGERS IN CERTAIN SMALLER MUNICIPALITIES TO SERVE AS MEMBERS OF BOARDS OF EDUCATION.

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On motion of Representative Sutton, Committee Amendment No. 1 is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 535 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH INSURERS, INCLUDING THE STATE HEALTH PLAN, TO PROVIDE COVERAGE FOR THE DIAGNOSIS AND TREATMENT OF LYMPHEDEMA, passes its second reading, by electronic vote (107-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 673 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO TAKE CERTAIN ACTIONS TO IMPROVE SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 684 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE A CHANGE TO THE MEMBERSHIP OF THE NORTH CAROLINA AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND ADVISORY COMMITTEE, AND TO MAKE TECHNICAL CHANGES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 755 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF SPECIAL REGISTRATION PLATE ACCOUNT FUNDS DESIGNATED FOR BEAUTIFICATION ON ALL HIGHWAYS, passes its second reading, by electronic vote (85-30), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 808 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE CONSTRUCTION PROCESS FOR COMMUNITY COLLEGE FACILITIES MORE EFFICIENT, passes its second reading by electronic vote (116-0).

On motion of the Speaker, the bill is temporarily displaced.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 917, AN ACT TO MAKE THE EFFECT OF EXECUTIVE ORDER NUMBER ELEVEN APPLICABLE TO THE LEGISLATIVE AND JUDICIAL BRANCHES AND TO PROTECT STATE EMPLOYEES UNDER THAT ORDER.

CALENDAR (continued)

H.B. 859 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE CONDITIONS OF PROBATION, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 808 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE CONSTRUCTION PROCESS FOR COMMUNITY COLLEGE FACILITIES MORE EFFICIENT, which was temporarily displaced is before the Body.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 960 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW SANITARY DISTRICTS THE SAME POWER AS ALL OTHER UNITS OF LOCAL GOVERNMENTS IN ACQUIRING PROPERTY BY CONDEMNATION FOR WATER SUPPLY AND DISTRIBUTION SYSTEMS, passes its second reading, by electronic vote (112-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 972, A BILL TO BE ENTITLED AN ACT TO GRANT THE RIGHT TO CONSTRUCT AND MAINTAIN A WATER INTAKE SYSTEM IN THE TOWN OF BOONE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 994 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADVISE THE HOUSING AUTHORITY OF THE CITY OF WILSON ON THE REQUIREMENTS FOR REGISTRATION AS A MULTIUNIT ASSISTED HOUSING WITH SERVICES PROGRAM AND ON THE REQUIREMENTS FOR LICENSURE AS A HOME CARE AGENCY IN ORDER TO ASSIST THE HOUSING AUTHORITY WITH THEIR EFFORTS TO HELP INDIVIDUALS AGE IN PLACE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1031 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PUBLIC SCHOOLS SEEKING VOLUNTARY CHILD CARE FACILITY LICENSURE MAY USE THE SAME BUILDING STANDARDS FOR PREKINDERGARTEN CLASSROOMS AS FOR KINDERGARTEN CLASSROOMS MEETING CERTAIN REQUIREMENTS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1046 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO TRANSFER THE AUTHORITY TO ADOPT RULES ESTABLISHING STANDARDS APPLICABLE TO CHILD CARE CENTERS THAT PROVIDE DEVELOPMENTAL DAY PROGRAMS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1073 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND WHO WITHDRAW FROM MEMBERSHIP WITH FIVE YEARS OR MORE OF CONTRIBUTING SERVICE ARE ENTITLED TO THE RETURN OF ALL FUNDS AND TO REPEAL THE AUTHORIZATION FOR AN ADMINISTRATIVE FEE TO BE APPLIED TO THOSE WITHDRAWALS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

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Representative Sager requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1087, A BILL TO BE ENTITLED AN ACT TO APPLY CLIENT RIGHTS AND HUMAN RIGHTS COMMITTEE REQUIREMENTS FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, AND LOCAL MANAGEMENT ENTITIES, TO PROVIDER ENTITIES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

Representative Goforth requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1088, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE PURCHASES AND CONTRACTS LAW PURCHASES BY CERTAIN MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1100 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH STORMWATER CONTROL BEST MANAGEMENT PRACTICES AND PROCESS WATER TREATMENT PROCESSES FOR COMPOSTING OPERATIONS FOR THE PURPOSE OF PROTECTING WATER QUALITY, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1108, A BILL TO BE ENTITLED AN ACT TO CLARIFY LICENSURE REQUIREMENTS FOR OUT-OF-STATE WEIGHMASTERS UNDER THE LAWS REGULATING PUBLIC WEIGHMASTERS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 1114, A BILL TO BE ENTITLED AN ACT TO PROVIDE A NOTATION ON A DRIVERS LICENSE OR SPECIAL IDENTIFICATION CARD THAT AN APPLICANT HAS A LIVING WILL.

Representative Fisher offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL NOT ISSUE OR RENEW COMMERCIAL DRIVERS LICENSES WITH ENDORSEMENTS THAT QUALIFY A PERSON TO DRIVE A COMMERCIAL PASSENGER VEHICLE OR SCHOOL BUS FOR ANYONE REQUIRED TO REGISTER UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAMS.

On motion of Representative Michaux and without objection, the bill is temporarily displaced.

H.B. 1058 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATUTORY HOMESTEAD EXEMPTION, which was temporarily displaced, with Amendment No. 4 pending, is before the Body.

Representative Stam withdraws Amendment No. 4.

Representative Stam offers Amendment No. 5 which is adopted by electronic vote (114-3).

The bill, as amended, passes its third reading, by electronic vote (66-50), and is ordered engrossed and sent to the Senate.

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL NOT ISSUE OR RENEW COMMERCIAL DRIVERS LICENSES WITH ENDORSEMENTS THAT QUALIFY A PERSON TO DRIVE A COMMERCIAL PASSENGER VEHICLE OR SCHOOL BUS FOR ANYONE REQUIRED TO REGISTER UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAMS, which was temporarily displaced, is before the Body.

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On motion of Representative Michaux and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 315** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REJECTION OF A PLEA ARRANGEMENT BY A JUDGE IN SUPERIOR COURT SHALL BE NOTED ON THE PLEA TRANSCRIPT AND BE MADE PART OF THE COURT RECORD, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on today's Calendar.

On motion of Representative Owens, pursuant to Rule 36(b), **H.B. 726** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON'S RECORD MAY BE EXPUNGED FOR A FIRST MISDEMEANOR OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN EIGHTEEN YEARS OLD EVEN THOUGH THE PERSON IS EIGHTEEN YEARS OLD OR OLDER AT THE TIME OF CONVICTION; TO PROVIDE THAT A PERSON'S RECORD MAY BE EXPUNGED FOR A FIRST MISDEMEANOR POSSESSION OF ALCOHOL OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN TWENTY-ONE YEARS OLD EVEN THOUGH THE PERSON IS TWENTY-ONE YEARS OR OLDER AT THE TIME OF THE CONVICTION; TO REQUIRE STATE AND NATIONAL CRIMINAL RECORD CHECKS WHEN EXPUNGING RECORDS; AND TO PROVIDE THAT ANY PERSON OR ENTITY REQUIRED TO OBTAIN A CRIMINAL RECORD CHECK WOULD NOT BE DEEMED TO HAVE KNOWLEDGE OF OFFENSES EXPUNGED UNDER THE STATUTE, is placed on today's Calendar.

On motion of Representative Owens and without objection, **H.B. 881** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCLUDE CITIES AND COUNTIES IN TRANSPORTATION CORRIDOR MAPPING, TO CONFORM STATUTES TO COUNTY AUTHORITY AUTHORIZED BY THE GENERAL ASSEMBLY, AND TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO FURNISH ROAD MAINTENANCE MATERIALS TO MUNICIPALITIES ON A COST REIMBURSEMENT BASIS, is withdrawn from the Committee on Appropriations and, pursuant to Rule 36(b), is placed on today's Calendar.

On motion of Representative Owens and without objection, **H.B. 1005** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN

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FUNDING FIXED RAIL PROJECTS THAT DO NOT INCLUDE FEDERAL FUNDS, is withdrawn from the Committee on Appropriations and, pursuant to Rule 36(b), is placed on today's Calendar.

On motion of the Speaker, the House recesses, subject to the receipt of Committee Reports, at 12:07 p.m.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 385 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE GRAHAM COUNTY BOARD OF EDUCATION, DOING BUSINESS AS GRAHAM COUNTY PUBLIC SCHOOLS, TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE STECOAH VALLEY CENTER DURING PERIODIC FIELD TRIPS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 1021** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE A PORTION OF U.S. HIGHWAY 17 AND U.S. HIGHWAY 70 AS "THE U.S. MARINE CORPS PARKWAY: HOME OF THE CAROLINA MARINES SINCE 1941", to the Appropriations Subcommittee on Transportation.

On motion of Representative Cole and without objection, the bill is withdrawn from the Appropriations Subcommittee on Transportation and re-referred to the Committee on Transportation.

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The House reconvenes pursuant to recess and is called to order by the Speaker.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

H.B. 1009 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO END DEPARTMENT OF ADMINISTRATION SUPERVISION OF EMPLOYEES OF COUNTIES, CITIES, AND TOWNS THAT ARE ENGAGED IN VETERANS SERVICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

H.B. 1429, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CLARIFICATIONS REGARDING THE IMPROVEMENTS TO DROUGHT PREPAREDNESS AND RESPONSE IN NORTH CAROLINA MADE BY THE 2008 SESSION OF THE GENERAL ASSEMBLY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 857, A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO SET MINIMUM CALIBER REQUIREMENTS FOR RIFLES USED IN TAKING BIG GAME, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

By Representative Cole, Vice Chair, for the Committee on Transportation:

H.B. 1021 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE A PORTION OF U.S. HIGHWAY 17 AND U.S. HIGHWAY 70 AS "THE U.S. MARINE CORPS PARKWAY: HOME OF THE CAROLINA MARINES SINCE 1941", with a favorable report, as amended.

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Pursuant to Rule 36(b), the bill is placed on today's Calendar.

CALENDAR (continued)

H.B. 1213 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF BROADBAND SERVICE TO ENCOURAGE DEPLOYMENT OF COMPETITIVE INTERNET PROTOCOL-ENABLED SERVICES.

On motion of Representative Brubaker and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Public Utilities.

H.B. 1132, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PERSON MUST APPLY TO RENEW A CONCEALED HANDGUN PERMIT WITHIN THE THIRTY-DAY PERIOD PRIOR TO THE EXPIRATION DATE OF THE PERMIT, TO PROVIDE THAT A SHERIFF SHALL ISSUE OR DENY AN APPLICATION TO RENEW A CONCEALED HANDGUN PERMIT WITHIN THIRTY DAYS OF RECEIPT OF THE COMPLETED RENEWAL APPLICATION, AND TO PROVIDE THAT THE PERMIT OF A PERSON WHO COMPLIES WITH THE RENEWAL REQUIREMENTS REMAINS VALID BEYOND THE EXPIRATION DATE OF THE PERMIT UNTIL THE PERSON IS EITHER GRANTED OR DENIED A RENEWAL PERMIT BY THE SHERIFF, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

Representatives Brubaker and Faison request and are granted permission to be recorded as voting "aye". The adjusted vote total is (107-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1176, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REORGANIZE ALL HIGH SCHOOLS THAT HAVE A HIGH DROPOUT RATE.

On motion of Representative Stam, Committee Amendment No. 1 is adopted, by electronic vote (111-0).

The bill, as amended, passes its second reading, by electronic vote (117-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

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H.B. 1185 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INDIVIDUAL CONVICTED OF HABITUAL IMPAIRED DRIVING TO BE ELIGIBLE TO PETITION FOR A HEARING TO RESTORE DRIVING PRIVILEGES AFTER TEN YEARS WITHOUT ANY TRAFFIC OR CRIMINAL CONVICTIONS, passes its second reading by electronic vote (79-39).

Representative Stam objects to the third reading. The bill remains on the Calendar.

H.B. 1187, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE HEALTH STATUTES PERTAINING TO HEALTH CARE PERSONNEL AND HEALTH CARE FACILITIES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Stam withdraws his objection to the third reading of **H.B. 1185** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INDIVIDUAL CONVICTED OF HABITUAL IMPAIRED DRIVING TO BE ELIGIBLE TO PETITION FOR A HEARING TO RESTORE DRIVING PRIVILEGES AFTER TEN YEARS WITHOUT ANY TRAFFIC OR CRIMINAL CONVICTIONS, and the bill is before the Body.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (117-1).

The bill, as amended, passes its third reading, by electronic vote (89-29), and is ordered engrossed and sent to the Senate.

H.B. 1228 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE ABC COMMISSION TO ADOPT RULES CONCERNING PRIVATE CLUBS.

Representative Gibson offers Amendment No. 1 which is adopted by electronic vote (117-0).

On motion of the Speaker, the bill is temporarily displaced.

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H.B. 1249, A BILL TO BE ENTITLED AN ACT ESTABLISHING DEEP VEIN THROMBOSIS AWARENESS MONTH, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1251 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING JUNE AS CANCER SCREENING AWARENESS MONTH, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1255, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN SENTENCING A DEFENDANT CONVICTED OF A SEX OFFENSE AND UPON REQUEST OF THE DISTRICT ATTORNEY, THE COURT MAY ENTER A PERMANENT NO CONTACT ORDER PROHIBITING ANY FUTURE CONTACT OF A CONVICTED SEX OFFENDER WITH THE CRIME VICTIM IF THE COURT DETERMINES THAT APPROPRIATE GROUNDS EXIST FOR THE ORDER.

Representative Stevens offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1228 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE ABC COMMISSION TO ADOPT RULES CONCERNING PRIVATE CLUBS, which was temporarily displaced, is before the Body.

The bill, as amended, passes its second reading, by electronic vote (89-28), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

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H.B. 1260, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PREREGISTRATION OF QUALIFIED INDIVIDUALS WHO ARE SIXTEEN OR SEVENTEEN YEARS OF AGE AND TO EXPAND INSTRUCTION ON THE IMPORTANCE OF VOTING IN THE HIGH SCHOOL SOCIAL STUDIES CURRICULUM AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO PROMOTE REGISTRATION AND PREREGISTRATION OF STUDENTS, passes its second reading, by electronic vote (102-14), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1261, A BILL TO BE ENTITLED AN ACT PROTECTING CHILDREN OF THIS STATE BY MAKING CYBER BULLYING A CRIMINAL OFFENSE PUNISHABLE AS A CLASS 1 MISDEMEANOR, passes its second reading, by electronic vote (112-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1265, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PRIVATE PERSONNEL SERVICES, JOB LISTING SERVICES, AND INDIVIDUALS PROVIDE A NOTICE TO POTENTIAL CUSTOMERS CONCERNING IDENTITY THEFT, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1267, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING LIABILITY OF A COMMERCIAL SOCIAL NETWORKING SITE TO PROVIDE THAT THE WEB SITE SHALL NOT BE HELD CIVILLY LIABLE FOR DAMAGES ARISING OUT OF COMMUNICATIONS ON THE WEB SITE IF THE WEB SITE MAKES A GOOD FAITH ATTEMPT TO SCREEN OUT USERS WHO ARE IN THE STATEWIDE SEX OFFENDER REGISTRY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

Representatives Goforth and Mackey request and are granted permission to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1269 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY OR CITY TO USE EXCESS FACILITY FEES WITHOUT THE APPROVAL OF THE ADMINISTRATIVE OFFICE

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OF THE COURTS, TO ADD TO THE DIRECTOR'S POWERS AND DUTIES THE ESTABLISHMENT AND STAFFING OF AN INTERNAL AUDITING DIVISION FOR THE JUDICIAL DEPARTMENT, TO MODIFY CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, AND TO CLARIFY THE EMERGENCY POWERS OF THE CHIEF JUSTICE, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1274 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE STATE HEALTH PLAN BLUE RIBBON TASK FORCE.

Representative Insko offers Amendment No. 1 which is adopted by electronic vote (114-0).

Representatives E. Floyd and McCormick request and are granted permission to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill, as amended, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1292 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DISMISSAL, DEMOTION, OR SUSPENSION OF NONCERTIFIED SCHOOL EMPLOYEES, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPRESENTATIVE WAINWRIGHT, SPEAKER PRO TEMPORE, PRESIDING.

H.B. 1296 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM IN THE NORTH CAROLINA BOARD OF PHARMACY, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

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Representative Faison requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1298, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EMERGENCY DEPARTMENT DATA AND AMBULATORY SURGICAL DATA ARE INCLUDED IN THE PATIENT DATA SUBMISSION REQUIREMENTS OF THE MEDICAL CARE DATA ACT, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1299 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CUSTODY OF A MINOR CHILD BY DEFINING VISITATION TO INCLUDE VISITATION BY ELECTRONIC COMMUNICATION, passes its second reading, by electronic vote (113-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1309, A BILL TO BE ENTITLED AN ACT TO DIRECT THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO ADOPT RULES PROVIDING FOR THE LICENSURE AND ACCREDITATION OF RESIDENTIAL TREATMENT FACILITIES FOR PERSONS WITH TRAUMATIC BRAIN INJURY, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1322 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE HEARING PROCESS APPLICABLE TO PROBATIONARY TEACHERS.

Representative Jeffus offers Amendment No. 1 which is adopted by electronic vote (115-0).

Representative Jeffus requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill, as amended, passes its second reading, by electronic vote (84-32), and there being no objection is read a third time.

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Representative Allred states that his voting equipment malfunctioned and he requests to change his vote from "no" to "aye". Representative Current states that his voting equipment malfunctioned and he requests to change his vote from "aye" to "no". Representative Neumann states that his voting equipment malfunctioned and he requests to be recorded as voting "no". These requests are granted. The adjusted vote total is (84-33).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

SPEAKER HACKNEY PRESIDING.

H.B. 1327 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING LAW ENFORCEMENT AGENCIES TO DISSEMINATE AN ASSESSMENT OF CRIMINAL INTELLIGENCE INFORMATION TO A SCHOOL PRINCIPAL PURSUANT TO FEDERAL LAW, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1317 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON REQUIRED TO REGISTER PURSUANT TO THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAMS MUST ALSO REPORT IN PERSON TO AND NOTIFY THE APPROPRIATE SHERIFF OF THE ADDRESS OF ANY TEMPORARY RESIDENCES MAINTAINED BY THE REGISTRANT, TO INCLUDE ADDITIONAL LOCATIONS IN THE LIST OF PROTECTED PROPERTIES WHERE CERTAIN SEX OFFENDERS ARE NOT ALLOWED TO BE ON THE PREMISES OR ARE ALLOWED TO BE ON THE PREMISES ONLY IN CERTAIN CIRCUMSTANCES, TO PROVIDE THAT THE RESTRICTIONS PROHIBITING THE PRESENCE OF CERTAIN SEX OFFENDERS ON CERTAIN PROPERTIES FREQUENTED BY MINORS ALSO APPLY TO ANY OUT-OF-STATE PERSON WHO COMES INTO NORTH CAROLINA IF THE OUT-OF-STATE PERSON IS REQUIRED TO REGISTER IN ANOTHER STATE UNDER THE REGISTRATION LAWS OF THAT STATE FOR AN OFFENSE SIMILAR TO ONE IN NORTH CAROLINA THAT PROHIBITS THE OFFENDER'S PRESENCE ON THE PROTECTED PROPERTY, AND TO MAKE VARIOUS CONFORMING CHANGES TO THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION STATUTES, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

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Representative Johnson requests and is granted permission to change her vote from "no" to "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1330 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROHIBITING PUBLIC UTILITIES, ELECTRIC MEMBERSHIP CORPORATIONS, TELEPHONE MEMBERSHIP CORPORATIONS, AND CITIES AND COUNTIES THAT OPERATE PUBLIC ENTERPRISES FROM USING CERTAIN DEBT COLLECTION PRACTICES THAT RESULT IN A CUSTOMER BEING LIABLE FOR THE PAST DUE AND UNPAID DEBTS OF ANOTHER PERSON.

Representative Bryant offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1335 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ALTERNATIVE METHOD OF DEMONSTRATING THAT A NEW OR MODIFIED SOURCE OF HAZARDOUS AIR POLLUTANT EMISSIONS WILL NOT RESULT IN AN EXCEEDANCE OF HAZARDOUS AIR POLLUTANT EMISSION CONTROL STANDARDS THROUGH A MODELING ANALYSIS OR THROUGH ANOTHER METHOD APPROVED BY THE COMMISSION, passes its second reading, by electronic vote (102-14), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1347, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHIEF COURT COUNSELOR IN EACH DISTRICT TO DELEGATE CERTAIN RESPONSIBILITIES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1368 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE FUTURE ADVANCES STATUTES BY DISTINGUISHING BETWEEN A FUTURE ADVANCE AND A FUTURE

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OBLIGATION AND BY MAKING VARIOUS OTHER CHANGES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1377, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN SALES OF STATE PROPERTY SUBJECT TO UPSET BIDS.

Representative Gibson offers Amendment No. 1 which is adopted by electronic vote (78-39).

The bill, as amended, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1384 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE PROTECTION OF SHOPPERS FROM EXPOSURE TO GERMS, VIRUSES, BACTERIA, AND OTHER CONTAMINANTS ON SHOPPING CARTS, fails to pass its second reading, by electronic vote (44-73), and is placed on the Unfavorable Calendar.

H.B. 1387 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE CURRENT LIMITATIONS ON CITY ORDINANCES, COUNTY ORDINANCES, AND DEED RESTRICTIONS THAT REGULATE THE INSTALLATION OF SOLAR COLLECTORS FOR SINGLE-FAMILY RESIDENCES APPLICABLE TO ALL RESIDENTIAL PROPERTY, passes its second reading, by electronic vote (112-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1388 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE PUBLIC NOTICE REQUIREMENT REGARDING A PROSPECTIVE DEVELOPER'S INTENT TO REDEVELOP A BROWNFIELDS PROPERTY, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 1390 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RENDER VOID ANY BEQUEST OR DEVISE IN A WILL TO THE ATTORNEY WHO DRAFTED THE WILL UNLESS THE ATTORNEY IS A RELATIVE OF THE TESTATOR.

On motion of Representative Mackey, Committee Amendment No. 1 is adopted by electronic vote (115-0).

Upon adoption the amendment changes the title.

On motion of the Speaker, the bill is temporarily displaced.

H.B. 1409 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN SIMPLE WIRING ACTIVITIES AND APPLIANCE REPLACEMENT IN RESIDENCES FROM BUILDING PERMITTING REQUIREMENTS WHEN THE APPLIANCE IS OF THE SAME ELECTRICAL RATING AND REQUIRES NO CHANGE TO EXISTING ELECTRICAL CIRCUITS AND THE WORK IS PERFORMED BY A LICENSED ELECTRICIAN, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1334, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF HOME INVASION.

On motion of Representative Stiller and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 1410 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT WATER HEATER REPLACEMENT IN RESIDENCES FROM BUILDING PERMITTING REQUIREMENTS WHEN THE HEATER IS OF THE SAME SIZE AND CAPACITY AND IS IN THE SAME LOCATION WITH RESPECT TO THE EXISTING WATER PIPING, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

Representative Cleveland requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-0).

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 1390 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RENDER VOID ANY BEQUEST OR DEVISE IN A WILL TO THE ATTORNEY WHO DRAFTED THE WILL UNLESS THE ATTORNEY IS A RELATIVE OF THE TESTATOR, AND TO REQUIRE ATTORNEYS WHO DRAFT A WILL OR CODICIL TO STATE THEIR NAME ON THE DOCUMENT, which was temporarily displaced, is before the Body.

The bill, as amended, passes its second reading, by electronic vote (112-0).

Without objection, the bill, as amended, is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of the Speaker, the House recesses, subject to the receipt of Messages from the Senate, at 3:43 p.m.

RECESS

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 105 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE MARINE FISHERIES COMMISSION TO STUDY ISSUES AND ADOPT RULES RELATED TO THE SUSPENSION, REVOCATION, AND REISSUANCE OF LICENSES AND TO MAKE CONFORMING CHANGES, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, is read the first time and referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Finance.

S.B. 107 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE OYSTER AND HARD CLAM FISHERY MANAGEMENT PLAN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, is read the first time and referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

S.B. 133 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADJUST THE LIMIT ON THE MONTHLY PENSION AMOUNT PAYABLE FROM THE REGISTERS OF DEEDS' SUPPLEMENTAL PENSION FUND, is read the first time and referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

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S.B. 143, A BILL TO BE ENTITLED AN ACT TO ALLOW CHILD SUPPORT PAYMENTS TO CONTINUE UNTIL THE AGE OF TWENTY-ONE IF THE CHILD IS ATTENDING A COMMUNITY COLLEGE OR COLLEGE OR UNIVERSITY, is read the first time and referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

S.B. 167 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING ON THE PREMISES OF CORRECTIONAL INSTITUTIONS, TO PROHIBIT THE POSSESSION OF TOBACCO PRODUCTS OR CELL PHONES OUTSIDE OF A LOCKED VEHICLE ON THE PREMISES OF CORRECTIONAL INSTITUTIONS, AND TO MAKE IT A CRIMINAL OFFENSE TO PROVIDE TOBACCO PRODUCTS OR CELL PHONES TO INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

S.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MINIMUM MOTOR FUELS TAX RATE FOR TWO YEARS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 295 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CLOSEST MARKET TO WHICH A CROP MAY BE HAULED TO BE WITHIN ONE HUNDRED FIFTY MILES OF THE FARM FROM WHICH THE CROP IS HAULED, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

S.B. 357 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING MUNICIPALITIES AND MEMBERSHIP CORPORATIONS ORGANIZED UNDER CHAPTER 117 OF THE GENERAL STATUTES TO PERMIT COMMUNICATIONS SERVICE PROVIDERS TO USE THEIR POLES, DUCTS, AND CONDUITS FOR ATTACHMENTS AND RELATED USES, AND AUTHORIZING THE NORTH CAROLINA BUSINESS COURT TO CONSIDER AND RESOLVE DISPUTES CONCERNING THE RATES, TERMS, AND CONDITIONS ASSOCIATED WITH THE USE, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Public Utilities.

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S.B. 465, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE FAIR HOUSING ACT, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

S.B. 495, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXTENSION OF THE EXTRATERRITORIAL JURISDICTION OF THE TOWN OF OAK RIDGE, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 622, A BILL TO BE ENTITLED AN ACT TO REQUIRE A COURT TO DETERMINE, AFTER NOTICE AND HEARING, WHETHER THE AMOUNT OF UNDERTAKING TO STAY EXECUTION ON A MONEY JUDGMENT PENDING APPEAL IS PROPER AND REASONABLE BASED ON THE CONSIDERATION OF CERTAIN SPECIFIC RELEVANT FACTORS, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

S.B. 634, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ADVERTISING AND CONDUCTING OF CERTAIN LIVE MUSICAL PERFORMANCES OR PRODUCTIONS, TO PROVIDE FOR ENFORCEMENT, AND TO IMPOSE A PENALTY, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

S.B. 648, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTNER WITH PRIVATE DEVELOPERS ON TRANSPORTATION IMPROVEMENT PROJECTS AND PROVIDE FUNDING DIRECTLY TO THE PRIVATE DEVELOPER, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

S.B. 686, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE ELECTRONIC FILING OF ABANDONED PROPERTY REPORTS, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

S.B. 713 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF REMOVING, DESTROYING, OR CIRCUMVENTING THE OPERATION OF AN ELECTRONIC MONITORING DEVICE, is read the first time and referred to the Committee on Judiciary III and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

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S.B. 716, A BILL TO BE ENTITLED AN ACT TO AMEND THE CAMPAIGN FINANCE LAWS, is read the first time and referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

S.B. 749 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND CLARIFY THE REQUIREMENTS FOR UNINSURED AND UNDERINSURED MOTORIST COVERAGE IN MOTOR VEHICLE LIABILITY INSURANCE POLICIES, is read the first time and referred to the Committee on Insurance and, if favorable, to the Committee on Ways and Means/Broadband Connectivity.

S.B. 764 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE GOOD FUNDS SETTLEMENT ACT TO CLARIFY THAT A SETTLEMENT AGENT IS GUILTY OF EMBEZZLEMENT IN INSTANCES WHERE IT CANNOT BE SHOWN THAT THE FUNDS WERE EMBEZZLED FROM A PARTICULAR PERSON OR ENTITY, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

S.B. 797 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A JUSTICE'S OR A JUDGE'S DISQUALIFICATION FROM A CASE SHALL BE IN WRITING AND SHALL SPECIFY THE REASON FOR THE DISQUALIFICATION, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

S.B. 834 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS REGULATING SANITARIANS AND AUTHORIZING THE STATE BOARD OF SANITARIAN EXAMINERS TO IMPOSE AN APPLICATION FEE, AND TO INCREASE CERTAIN FEES, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

S.B. 836, A BILL TO BE ENTITLED AN ACT TO AMEND OR REPEAL VARIOUS ENVIRONMENTAL AND NATURAL RESOURCES REPORTING REQUIREMENTS, is read the first time and referred to the Committee on Environment and Natural Resources.

S.B. 838, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT, is read the first time and referred to the Committee on Environment and Natural Resources.

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S.B. 870 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE GENERAL STATUTES COMMISSION TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON ANY CHANGES NEEDED TO MAKE THE GENERAL STATUTES AND CONSTITUTION GENDER NEUTRAL, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

S.B. 886 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EACH FISHERY MANAGEMENT PLAN MUST INCLUDE A STANDARD TO ENSURE THAT THE PLAN ACHIEVES THE TARGET MORTALITY RATE FOR THE FISHERY OR FISHERIES, is read the first time and referred to the Committee on Marine Resources and Aquaculture and, if favorable, to the Committee on Environment and Natural Resources.

S.B. 931, A BILL TO BE ENTITLED AN ACT TO PROVIDE RECIPROCITY TO COMMERCIAL DRIVERS LICENSE HOLDERS FROM MEXICO, TO EXPAND THE DEFINITION OF CONVICTION FOR OUT-OF-STATE VIOLATIONS, TO EXPAND THE DEFINITION OF EMPLOYER WITH REGARDS TO COMMERCIAL DRIVERS LICENSES, TO ADD A DISQUALIFYING VIOLATION TO COMMERCIAL DRIVERS LICENSES, TO INCREASE CIVIL PENALTIES, TO EXPAND EMPLOYER REPORTING RESPONSIBILITIES, AND TO MODIFY REQUIREMENTS FOR CONVICTIONS TEN YEARS OLD OR OLDER, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 984 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE JUVENILE CODE REGARDING ACCESS TO AND USE OF JUVENILE COURT RECORDS WHEN THE INDIVIDUAL IS LATER CHARGED AS AN ADULT IN A CRIMINAL PROCEEDING, is read the first time and referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

S.B. 986 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE SPECIAL SEPARATION ALLOWANCE PROVIDED TO LAW ENFORCEMENT OFFICERS UNDER THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Pensions and Retirement.

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S.B. 1004 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE REVENUE LAWS STUDY COMMITTEE TO STUDY LOCAL GOVERNMENT OWNED AND OPERATED COMMUNICATION SERVICES, is read the first time and referred to the Committee on Public Utilities and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

S.B. 1076 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE CRIMINAL JUSTICE PARTNERSHIP PROGRAM TO ALLOW COMMUNITY-LEVEL OFFENDERS TO BE SERVED BY THE PROGRAM, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

S.B. 1077 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORITY DELEGATED TO PROBATION OFFICERS IN ORDER TO MAKE INTERMEDIATE SANCTIONS AVAILABLE FOR AN OFFENDER SENTENCED TO COMMUNITY PUNISHMENT IF THE RISK ASSESSMENT JUSTIFIES THOSE SANCTIONS, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

S.B. 1078, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PROBATIONER WHO IS ARRESTED AND CHARGED WITH THE COMMISSION OF A FELONY SHALL BE TEMPORARILY DETAINED WITHOUT BOND UNTIL THE COURT HAS SUFFICIENT INFORMATION TO DETERMINE WHETHER THE PROBATIONER'S RELEASE POSES A DANGER TO THE PUBLIC, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

S.B. 56 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROVIDING BALANCE AMONG THE COUNTIES IN THE RESIDENCY OF DISTRICT COURT JUDGES IN DISTRICT COURT DISTRICT 13, is read the first time and referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

S.B. 68 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE LOCATION OF A NEW ABC LICENSED ESTABLISHMENT WITHIN ONE THOUSAND FEET OF A CHURCH, PUBLIC SCHOOL, OR A NONPUBLIC SCHOOL, AS DEFINED IN

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PART 1 OR PART 2 OF ARTICLE 39 OF CHAPTER 115C OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Alcoholic Beverage Control.

S.B. 220, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Judiciary I.

S.B. 368 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE MOTOR VEHICLE LAW AS REQUESTED BY THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 425 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE STATE FAIR HOUSING ACT TO PROHIBIT DISCRIMINATION ON THE BASIS OF RECEIPT OF HOUSING ASSISTANCE, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

S.B. 678, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NEED-BASED PHYSICIAN ASSISTANT SCHOLARSHIPS, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

S.B. 718 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE ELECTION LAWS, is read the first time and referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

S.B. 763 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORIZATION FOR CERTAIN NONPROFIT CORPORATIONS TO RENDER LEGAL SERVICES, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance.

S.B. 810 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT IT IS A VIOLATION OF THE STATE'S FAIR HOUSING ACT TO DISCRIMINATE IN LAND-USE DECISIONS OR THE PERMITTING OF DEVELOPMENT BASED ON THE FACT THAT A DEVELOPMENT CONTAINS AFFORDABLE HOUSING UNITS, is

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read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

S.B. 828 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM AMOUNT AT WHICH PROJECTS MAY UNDERGO AN INFORMAL BIDDING PROCESS AND CLARIFY THE APPLICATION OF THIS PROCESS, TO CONTINUE THE DEPARTMENT OF TRANSPORTATION'S PROGRAM FOR PARTICIPATION OF DISADVANTAGED MINORITY-OWNED AND WOMEN-OWNED BUSINESSES, AND TO AMEND VARIOUS STATUTES IN CHAPTER 136 OF THE GENERAL STATUTES TO CONFORM WITH THE DEPARTMENT'S FOCUS ON ALL MODES OF TRANSPORTATION INFRASTRUCTURE, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on State Government/State Personnel.

S.B. 831 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND CERTAIN PERMITS AND APPROVALS AFFECTING THE PHYSICAL DEVELOPMENT OF REAL PROPERTY LOCATED WITHIN THE STATE OF NORTH CAROLINA, THEREBY SUPERSEDING ALL STATUTORY AND REGULATORY REQUIREMENTS TO THE CONTRARY, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

S.B. 882 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REFORM THE STATUTES OF LIMITATION AND REPOSE IN PRODUCT LIABILITY ACTIONS, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary I.

S.B. 884 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE AND THE LAW GOVERNING POWERS OF ATTORNEY AND ADMINISTRATION OF DECEDENTS' ESTATES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

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S.B. 929 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) AMEND REQUIREMENTS APPLICABLE TO AND CLARIFY SANCTIONS THAT MAY BE IMPOSED IN CONJUNCTION WITH MOTIONS TO SET ASIDE FORFEITURES; AND (2) PROVIDE THAT A COURT MAY REFUSE TO SET ASIDE A BOND FORFEITURE ONLY IF, BEFORE EXECUTING THE BOND, THE SURETY OR BAIL AGENT HAD ACTUAL NOTICE OF A DEFENDANT'S FAILURE TO APPEAR ON TWO OR MORE PRIOR OCCASIONS IN THE CASE FOR WHICH THE BOND WAS EXECUTED, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

S.B. 955 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT BICYCLES HAVE VISIBLE LIGHTS ON THE FRONT AND REAR OF THE BICYCLE WHEN OPERATED DURING THE PERIOD FROM SUNSET TO SUNRISE ON A STREET, HIGHWAY, OR PUBLIC VEHICULAR AREA, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary I.

S.B. 1006 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE WITHHOLDING ON CONTRACTORS IDENTIFIED BY AN INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER (ITIN), is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H.B. 1449 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE JUVENILE CODE, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

Representatives Burr and Pierce request and are granted permission to be recorded as voting "aye". The adjusted vote total is (107-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1452 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CITIES, COUNTIES, LOCAL BOARDS OF EDUCATION, UNIFIED GOVERNMENTS, SANITARY DISTRICTS,

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AND CONSOLIDATED CITY-COUNTIES TO ADOPT A CODE OF ETHICS FOR THE GOVERNING BOARD AND TO REQUIRE THE MEMBERS OF THOSE GOVERNING BOARDS TO RECEIVE EDUCATION ON ETHICS LAWS APPLICABLE TO LOCAL GOVERNMENT OFFICIALS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1453 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW STATE MAINTENANCE VEHICLES TO PARK IN METERED PARKING SPACES ADJACENT TO THE CAPITOL GROUNDS AND TO PROHIBIT PARKING OF MAINTENANCE VEHICLES ON THE STATE CAPITOL GROUNDS IN A MANNER THAT OBSTRUCTS THE VIEW OF OR ACCESS TO MONUMENTS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1464 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY DOMESTIC VIOLENCE LAWS REGARDING WHEN A LAW ENFORCEMENT OFFICER SHALL ARREST A PERSON WHO HAS KNOWINGLY VIOLATED A VALID PROTECTIVE ORDER DESPITE THE 2006 HOLDING BY THE NORTH CAROLINA COURT OF APPEALS IN COCKERHAM-ELLERBEE V. THE TOWN OF JONESVILLE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1474 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MANDATING A WEEK OF "CREDIT EDUCATION" FOR ALL HIGH SCHOOL STUDENTS, passes its second reading, by electronic vote (107-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1478, A BILL TO BE ENTITLED AN ACT TO PROTECT THE SEAL OF A LICENSED DESIGN PROFESSIONAL IN BUILDING INSPECTION DOCUMENTS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 1481 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER THE STATE ENERGY OFFICE FROM THE DEPARTMENT OF ADMINISTRATION TO THE DEPARTMENT OF COMMERCE, TO TRANSFER THE RESIDENTIAL ENERGY CONSERVATION ASSISTANCE PROGRAM FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO THE ENERGY OFFICE OF THE DEPARTMENT OF COMMERCE, AND TO MAKE VARIOUS CHANGES TO THE ENERGY POLICY ACT OF 1975, passes its second reading, by electronic vote (109-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1485 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR RECOVERY OF OVERPAYMENTS TO PROVIDERS BY INSURERS.

Pursuant to Rule 24.1A, Representative Steen requests that he be excused from voting on this bill on advice from the Legislative Ethics Committee. Representative Gibson requests that he be excused from voting on this bill due to a conflict of interest. These requests are granted.

The bill passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1490 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND CERTAIN PERMITS AND APPROVALS AFFECTING THE PHYSICAL DEVELOPMENT OF REAL PROPERTY LOCATED WITHIN THE STATE OF NORTH CAROLINA, THEREBY SUPERSEDING ALL STATUTORY AND REGULATORY REQUIREMENTS TO THE CONTRARY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 385 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE GRAHAM COUNTY BOARD OF EDUCATION TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE STECOAH VALLEY CENTER DURING PERIODIC FIELD TRIPS, passes its second reading and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REJECTION OF A PLEA ARRANGEMENT BY A JUDGE IN SUPERIOR COURT SHALL BE NOTED ON THE PLEA TRANSCRIPT AND BE MADE PART OF THE COURT RECORD, passes its second reading, by electronic vote (107-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 726 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON'S RECORD MAY BE EXPUNGED FOR A FIRST MISDEMEANOR OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN EIGHTEEN YEARS OLD EVEN THOUGH THE PERSON IS EIGHTEEN YEARS OLD OR OLDER AT THE TIME OF CONVICTION; TO PROVIDE THAT A PERSON'S RECORD MAY BE EXPUNGED FOR A FIRST MISDEMEANOR POSSESSION OF ALCOHOL OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN TWENTY-ONE YEARS OLD EVEN THOUGH THE PERSON IS TWENTY-ONE YEARS OR OLDER AT THE TIME OF THE CONVICTION; TO REQUIRE STATE AND NATIONAL CRIMINAL RECORD CHECKS WHEN EXPUNGING RECORDS; AND TO PROVIDE THAT ANY PERSON OR ENTITY REQUIRED TO OBTAIN A CRIMINAL RECORD CHECK WOULD NOT BE DEEMED TO HAVE KNOWLEDGE OF OFFENSES EXPUNGED UNDER THE STATUTE, passes its second reading, by electronic vote (111-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 857, A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO SET MINIMUM CALIBER REQUIREMENTS FOR RIFLES USED IN TAKING BIG GAME, passes its second reading, by electronic vote (110-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 881 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCLUDE CITIES AND COUNTIES IN TRANSPORTATION CORRIDOR MAPPING, TO CONFORM STATUTES TO COUNTY AUTHORITY AUTHORIZED BY THE GENERAL ASSEMBLY, AND TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO FURNISH

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ROAD MAINTENANCE MATERIALS TO MUNICIPALITIES ON A COST REIMBURSEMENT BASIS, passes its second reading, by electronic vote (102-12), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1005 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN FUNDING FIXED RAIL PROJECTS THAT DO NOT INCLUDE FEDERAL FUNDS, passes its second reading, by electronic vote (106-8), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1009 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO END DEPARTMENT OF ADMINISTRATION SUPERVISION OF EMPLOYEES OF COUNTIES, CITIES, AND TOWNS THAT ARE ENGAGED IN VETERANS SERVICE.

Representative Bell offers Amendment No. 1 which is adopted by electronic vote (110-3).

Representative Blackwood states that his voting equipment malfunctioned and he requests to change his vote from "no" to "aye". This request is granted. The adjusted vote total is (111-2).

The bill, as amended, passes its second reading, by electronic vote (109-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1021 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE A PORTION OF U.S. HIGHWAY 17 AND U.S. HIGHWAY 70 AS "THE U.S. MARINE CORPS PARKWAY: HOME OF THE CAROLINA MARINES SINCE 1941."

On motion of Representative Cole, Committee Amendment No. 1 is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1030, A BILL TO BE ENTITLED AN ACT TO EXEMPT PLUMBING CONTRACTORS FROM WELL CONTRACTOR CERTIFICATION REQUIREMENTS.

On motion of Representative Howard and without objection, the bill is withdrawn from today's Calendar and re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

H.B. 1446 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO SCHOOL IMPROVEMENT PLANS, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1035, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERFORMANCE AND PAYMENT BONDING REQUIREMENT FOR CONSTRUCTION PROJECT CONTRACTS AWARDED BY THE UNIVERSITY OF NORTH CAROLINA THAT EXCEED FIVE HUNDRED THOUSAND DOLLARS, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1429, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CLARIFICATIONS REGARDING THE IMPROVEMENTS TO DROUGHT PREPAREDNESS AND RESPONSE IN NORTH CAROLINA MADE BY THE 2008 SESSION OF THE GENERAL ASSEMBLY.

Representative K. Alexander offers Amendment No. 1 which fails of adoption by electronic vote (21-91).

Representative Allen requests and is granted permission to change her vote from "aye" to "no". The adjusted vote total is (20-92).

Representative Gibson offers Amendment No. 2 which fails of adoption by electronic vote (32-80).

Representative Ross offers Amendment No. 3 which is adopted by electronic vote (106-2).

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Representative Faison offers Amendment No. 4 which is adopted by electronic vote (108-1).

The bill, as amended, passes its second reading, by electronic vote (100-12), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of Speaker Hackney, the following remarks by Representative Blue are spread upon the Journal.

REMARKS BY REPRESENTATIVE BLUE

"Thank you very much, Mr. Speaker and Colleagues. I know I'm the only thing that stands between you and the road heading home, and I'm the only thing that stands between me and getting a decent meal to eat.

"But I would like you to reflect with me briefly. In Ecclesiastes 3, we are told that 'to everything there is a season and a time for every purpose under the heavens', and I think I've arrived at that point in this Body.

"The season is upon me, I believe, to move on because I don't know when the Governor is going to sign her Proclamation. But when she does, it automatically resigns me from this Body.

"And I just wanted to say to you that 32 years ago, almost to the day, a group of my colleagues, we were 20 somethings at the time, decided that it was appropriate to encourage me to join this Body, to fill a vacancy created by the resignation of retired Judge Bob Farmer, who now heads the Ethics Commission.

"And, so I tried and I was not successful. But because of my admiration and the inspiration of so many people that I knew in the Chamber, and knew of in the Chamber - at that time Representative Michaux, Representatives Al Adams, Ruth Cook, Herbert Hyde, Wade Smith, Henry Frye, and Joy Johnson. I decided it was a venture worth pursuing so I ran and was elected in 1980.

"And as I look across the Chamber, the only person who is here now who was here when Speaker Hackney and I were elected, is Speaker Brubaker. He looks the same now as he did then - same amount of hair and everything.

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"You know, for the next 22 years of my life, proved to be some of the most enjoyable, and I had bestowed upon me the highest honor that one can, I believe, receive in this State, by having led this Body.

"But you know, as we move on, I left in 2002 to seek other office. And I'm sure they will agree with me, there's something when you voluntarily leave this place that creates an itch that is unscratchable, it seems. Representative Michaux and Representative Love and Representative Rhyme would attest to that. All of us left voluntarily. There may be others. But there is an 'unscratchable itch' to come back to this place because you remember what you were told the first time you got here - that you make acquaintances and you make friends and you feel things that you have never felt before and they last you for the rest of your life - and they did. So, when in 2006, a vacancy was created by the death of Representative Allen, many of those same people who came to me in 1977, came back again and it didn't take a lot to convince me to come back and join you because, again that 'unscratchable itch'.

"And so it was a couple of weeks ago, the same people came back and said, 'you know it's not your seat. You have an obligation and you move on. It's our seat and if we tell you to get out of it and go somewhere else so that you can do other things, you go'. And so I reluctantly, but not without some forethought, finally, last Wednesday, I believe, last Wednesday morning as a matter of fact, agreed to move on to the Senate.

"And as I prepare to go over to the Senate I wanted to basically leave a couple thoughts with you.

"First, the reputation of this State, I think, has been forged by actions in hard times and challenging times in this Body. Whether we're talking about during the depression, when the leadership to forge a totally different kind of State came from this Body - with our universities, our highways, our tax structure. Or whether in the 60s when we resisted the urge that so many other states did as all of us were fighting to give true meaning to our fundamental documents - the Declaration of Independence, the Bill of Rights and the Constitution, or in the 70s, as we moved further or in the 80s as when we were led by our Speaker to be more sensitive and more aware of what we did to and for our environment. And even today, my friends, as we look at the challenges that face us through the 90s - to reform our schools and to pay attention to our very young, Smart Start. All of those initiatives were led from this Chamber; and, I tell you that as we face the greatest financial challenge to this State and our people since the Great Depression of the late 20s and early 30s of the last century, this Chamber, I believe, again, is called upon to lead in tough times.

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"I know that the budget that you have the responsibility of developing since you will develop a budget from anew - from afresh - without any real direction as to where to go, as you develop it over the next month, I'm sure that you will share a commitment to the deep values of this State - while at the same time positioning us to lead even more in the region and in the Nation.

"I want you to know that I will always cherish the thrill, joy, and honor of having served in this place with each one of you and with the hundreds who preceded you. I want you to know that I will always consider it the highest salutation that someone can ever bestow upon me by addressing me as the 'Speaker of the North Carolina House'.

"And, I want you to know that I will always love and defend this institution and do all in my power to defend it and to forever preserve its honor.

"I want to thank my seatmate - he's a bit hilarious at times - I've known him for 40-plus years - so I expected that.

"I want to thank Speaker Brubaker for in '95 through his tenure for giving me great opportunities and letting me do the things that excited me - although this Chamber had flipped. And I want to thank Speaker Hackney, who when I came back two and a half years ago, gave me the opportunity to do and, in fact, asked me and kept asking to do anything and everything that I wished, both with respect to an organization that he and I hold very dearly, the National Conference of State Legislatures, as well as this Body and this State.

"And, my friends, lastly, I want to thank all of you and I look forward while I go across to the other side of the pond, to being a House Member the rest of my life, although I might wear a Senate title.

"Thank each and every one of you so much for tolerating this speech."

On motion of Representative Owens, seconded by Representative Blue, the House adjourns at 5:42 p.m. to reconvene Monday, May 18, 2009, at 7:00 p.m.

SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Monday, May 18, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

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The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"For now, the waves have calmed, the wind has stopped howling and the storm has passed. Our bodies and our minds are exhausted from the rigors of tending the ship throughout the wild and restless seas of the week past. In the brief respite that is now, bring healing to us for we know that our souls cannot find rest until they take their rest in Thee. So, we ask You to clear the deck. Air the masts out to dry. Set down the anchor so we can find a moment of peace even as we continue to do the work that is before us. Whether we find ourselves in the midst of life's stormy seas or basking in the calm of the sunshine, remind us that You are still God. Your Presence remains ever faithful, ever steadfast, and ever true. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Earle, Hughes, Johnson, Parmon, Samuelson, and Stam for today.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 588, AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL IRISH POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA. (S.L. 2009-24)

H.B. 97, AN ACT TO PROVIDE THAT RESIDENTS OF THIS STATE WHO ARE SERVING ON FULL-TIME ACTIVE MILITARY DUTY OUTSIDE THIS STATE IN THE ARMED FORCES OF THE UNITED STATES OR A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES MAY HUNT OR FISH WHILE ON LEAVE IN THIS STATE WITHOUT OBTAINING A LICENSE. (S.L. 2009-25)

MESSAGES FROM THE SENATE

The following are received from the Senate:

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S.B. 6 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE ABC COMMISSION TO ADOPT RULES CONCERNING PRIVATE CLUBS, is read the first time and referred to the Committee on Alcoholic Beverage Control and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

S.B. 11 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A DISTRICT ATTORNEY OR ASSISTANT DISTRICT ATTORNEY WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

S.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CEMETERY ACT BY REQUIRING PROOF OF A SUFFICIENT TRUST FUND OR SURETY BOND PRIOR TO APPROVING A CHANGE OF CONTROL OF A CEMETERY COMPANY, CHANGING THE INVESTMENTS OPTIONS FOR PERPETUAL CARE TRUST FUNDS, REQUIRING CEMETERY COMPANIES TO LIST THE COST OF OPENING AND CLOSING A GRAVE SPACE AS PART OF THE CONTRACT, PROHIBITING A CEMETERY COMPANY FROM REQUIRING A PURCHASER OF A GRAVE SPACE TO PURCHASE A VAULT FROM A PARTICULAR SELLER, INCREASING THE EXTENSION THAT MAY BE GIVEN TO A CEMETERY COMPANY FOR COMPLETION OF CONSTRUCTION OF MAUSOLEUMS, ELIMINATING THE ABILITY TO POST BONDS IN LIEU OF DEPOSITS TO TRUST ACCOUNTS, AND CREATING THE LEGISLATIVE STUDY COMMISSION ON THE NORTH CAROLINA CEMETERY ACT, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

S.B. 36, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE IREDELL COUNTY CRIME LABORATORY AS AN ADDITIONAL CONTROLLED SUBSTANCE CHEMICAL ANALYSIS SITE, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

S.B. 69 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY FROM REGULATING THE FEE AMOUNT CHARGED BY A WRECKER SERVICE THAT PARTICIPATES IN THE ROTATION WRECKER SYSTEM FOR THE STATE HIGHWAY PATROL FOR TOWING, REMOVAL, RECOVERY, AND STORAGE, is read the first

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time and referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

S.B. 222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF WILMINGTON TO USE RED LIGHT CAMERAS FOR SAFETY, FOR SCHOOLS, BUT NOT FOR PROFIT, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 262 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT AN ORDER TO EXPUNGE AN INDIVIDUAL'S RECORD SHALL BE FORWARDED BY THE CLERK OF COURT TO ALL APPLICABLE STATE AND LOCAL GOVERNMENT AGENCIES, TO REQUIRE A STATE GOVERNMENT AGENCY TO FORWARD NOTICE OF EXPUNCTION ORDERS RECEIVED BY THE AGENCY TO ANY PRIVATE ENTITY THAT DISSEMINATES CRIMINAL HISTORY RECORDS FOR COMPENSATION THAT IS LICENSED BY THE AGENCY TO ACCESS THE AGENCY'S CRIMINAL HISTORY RECORD DATABASE, TO PROVIDE THAT A PRIVATE ENTITY THAT DISSEMINATES CRIMINAL HISTORY RECORDS FOR COMPENSATION HAS A DUTY TO UPDATE THOSE HISTORIES BEFORE DISSEMINATING THEM AND IS SUBJECT TO CIVIL LIABILITY, is read the first time and referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

S.B. 307 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING THE USE OF CERTAIN REPTILES, is read the first time and referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Environment and Natural Resources.

S.B. 372 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY TYPES OF NUISANCES WHEREIN OBSCENE OR LEWD MATTER OR OTHER CONDUCT PROHIBITED IS INVOLVED AND TO PROVIDE THAT INDIVIDUALS ENGAGED IN A PATTERN OF STREET GANG ACTIVITY ARE SUBJECT TO INJUNCTIONS PURSUANT TO CHAPTER 19 OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

S.B. 388 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE COLLECTION OF OFFENDER FINES AND FEES, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Finance.

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S.B. 430 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE WILMINGTON CIVIL SERVICE ACT, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

S.B. 464 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REQUIRING THE COLLECTION OF TRAFFIC LAW ENFORCEMENT STATISTICS IN ORDER TO PREVENT RACIAL PROFILING AND TO PROVIDE FOR THE CARE OF MINOR CHILDREN WHEN PRESENT AT THE ARREST OF CERTAIN ADULTS, is read the first time and referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary I.

S.B. 540 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF PLEASANT GARDEN TO CHANGE THE STAGGERING OF TERMS OF THE TOWN COUNCIL, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Election Law and Campaign Finance Reform.

S.B. 556 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS RELATING TO THE ASHEVILLE CIVIL SERVICE BOARD, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary II.

S.B. 560 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF GREENVILLE TO APPOINT SOME OF THE CITY'S HOUSING AUTHORITY COMMISSIONERS, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary III.

S.B. 583 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE IN-STATE TUITION AT COMMUNITY COLLEGES TO STUDENTS LIVING IN GEORGIA OR TENNESSEE IF THOSE STATES OFFER THE SAME TREATMENT TO RESIDENTS OF NORTH CAROLINA, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

S.B. 649, A BILL TO BE ENTITLED AN ACT TO PREVENT SPEED LIMITS IN AREAS NEWLY ANNEXED BY A MUNICIPALITY FROM AUTOMATICALLY BECOMING THIRTY-FIVE MILE-PER-HOUR SPEED ZONES AND TO ALLOW FLEXIBILITY IN THE

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LOCATION OF WORK ZONE SIGNAGE, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary I.

S.B. 660 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ALTERNATIVE METHOD OF DETERMINING PROPERTY DAMAGES AS A PART OF MOTOR VEHICLE LIABILITY INSURANCE, is read the first time and referred to the Committee on Judiciary III and, if favorable, to the Committee on Insurance.

S.B. 661 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING LESSORS OF CONTIGUOUS PREMISES TO ALLOCATE THE COST FOR WATER AND SEWER SERVICE TO EACH TENANT USING EQUIPMENT THAT MEASURES HOT WATER USAGE, REQUIRING LANDLORDS TO IMPROVE THE HABITABILITY OF DWELLING UNITS BY REPAIRING CERTAIN UNSAFE CONDITIONS, STAYING THE EXECUTION OF A JUDGMENT FOR SUMMARY EJECTMENT WHILE A MOTION FOR MODIFICATION OF THE UNDERTAKING IS PENDING, ESTABLISHING FEES FOR ADMINISTRATIVE SERVICES IN RESIDENTIAL TENANCIES, AND ESTABLISHING THE CIRCUMSTANCES UNDER WHICH A CITY MAY ORDER A DWELLING TO BE VACATED AND CLOSED, is read the first time and referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Public Utilities.

S.B. 687, A BILL TO BE ENTITLED AN ACT TO EXEMPT PLUMBING CONTRACTORS FROM WELL CONTRACTOR CERTIFICATION REQUIREMENTS, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III.

S.B. 698 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THAT CITIES, COUNTIES, AND SANITARY DISTRICTS GIVE ELECTRONIC NOTICE OF THE IMPOSITION OF CERTAIN NEW FEES AND INCREASES IN CERTAIN EXISTING FEES, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Judiciary I.

S.B. 704, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES WITH RESPECT TO POOLED TRUSTS AND ESTATE RECOVERY UNDER MEDICAID, is read the first time and referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

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S.B. 794, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CIVIL COMMITMENT OF CERTAIN SEX OFFENDERS WHO LACK THE CAPACITY TO PROCEED TO TRIAL, is read the first time and referred to the Committee on Mental Health Reform and, if favorable, to the Committee on Judiciary I.

S.B. 802 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NONPROFIT COMMUNITY HEALTH REFERRAL SERVICE THAT REFERS LOW-INCOME PATIENTS TO PHYSICIANS FOR FREE SERVICES IS NOT LIABLE FOR THE ACTS OR OMISSION OF THE PHYSICIAN IN RENDERING SERVICE TO THAT PATIENT, IF THE PHYSICIAN MAINTAINS PROFESSIONAL LIABILITY COVERAGE FOR THAT SERVICE, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

S.B. 811 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE GOVERNOR TO IMPOSE FUEL RATIONING MEASURES DURING A STATE OF DISASTER, A LOCAL STATE OF EMERGENCY, OR AN ABNORMAL MARKET DISRUPTION, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on State Government/State Personnel.

S.B. 817 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE CHILD SUPPORT COLLECTIONS BY PERMITTING GREATER SENTENCING FLEXIBILITY FOR A PERSON WHO COMMITS CRIMINAL CONTEMPT BY FAILING TO COMPLY WITH AN ORDER TO PAY CHILD SUPPORT, is read the first time and referred to the Committee on Judiciary II and, if favorable, to the Committee on Appropriations.

S.B. 859, A BILL TO BE ENTITLED AN ACT TO ALLOW CITIES WITH POPULATION GREATER THAN FIVE HUNDRED THOUSAND TO BE SUBJECT TO THE STATE TORT CLAIMS ACT WITH CERTAIN MODIFICATIONS, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

S.B. 866, A BILL TO BE ENTITLED AN ACT TO LIMIT NEW AGENCY REGULATORY REQUIREMENTS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

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S.B. 877 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO CONTRACTS BETWEEN HEALTH BENEFIT PLANS AND HEALTH CARE PROVIDERS, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Insurance.

S.B. 887 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER SUBSTANTIVE, CLARIFYING, TECHNICAL, AND CONFORMING AMENDMENTS TO THE LAWS GOVERNING THE MANAGEMENT OF DISCARDED COMPUTER EQUIPMENT AND DISCARDED TELEVISIONS, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

S.B. 889 (Committee Substitute), A BILL TO BE ENTITLED AN ACT FURTHER AUTHORIZING THE UTILITIES COMMISSION TO DETERMINE THE UNIVERSAL SERVICE PROVIDER IN CERTAIN SUBDIVISIONS AND AREAS, is read the first time and referred to the Committee on Public Utilities and, if favorable, to the Committee on Judiciary II.

S.B. 893 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE NORTH CAROLINA SELF-INSURANCE SECURITY ASSOCIATION TO COLLECT GROUP SELF-INSURER ASSESSMENTS; TO EXCLUDE FROM PARTICIPATION IN THE ASSOCIATION AGGREGATE SECURITY SYSTEM INDIVIDUAL SELF-INSURERS THAT FAIL TO SUBMIT CERTAIN FINANCIAL INFORMATION; AND TO ADJUST DEPOSIT REQUIREMENTS FOR ALL INDIVIDUAL SELF-INSURERS, is read the first time and referred to the Committee on Insurance and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

S.B. 894 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE EMPLOYMENT SECURITY LAWS RELATING TO THE DEFINITION OF SUBSTITUTE TEACHER AND OTHER SCHOOL-RELATED POSITIONS IN DETERMINING ELIGIBILITY FOR UNEMPLOYMENT INSURANCE BENEFITS AND RELATING TO DISQUALIFICATION FOR BENEFITS DUE TO INABILITY TO OBTAIN A LICENSE OR CERTIFICATION NECESSARY FOR THE PERFORMANCE OF AN INDIVIDUAL'S EMPLOYMENT, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Finance.

S.B. 913 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAWS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

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S.B. 914 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY DEALER TERMINATION ASSISTANCE RIGHTS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary III.

S.B. 920 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW PROBATION OFFICERS TO ACCESS OFFENDERS' JUVENILE RECORDS, TO MAKE WARRANTLESS SEARCHES AND DRUG SCREENING REGULAR CONDITIONS OF SUPERVISION, TO ADD ADDITIONAL CONTROLLING MEASURES FOR OFFENDERS SUBJECT TO INTERMEDIATE PUNISHMENT, AND TO MAKE CLARIFYING AMENDMENTS TO STREAMLINE PROCEDURES FOR SUPERVISION OF OFFENDERS IN THE COMMUNITY, is read the first time and referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

S.B. 954 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT CONSUMER PROTECTIONS AGAINST ABUSIVE DEBT BUYERS, AND TO INCREASE THE CIVIL LIABILITY OF COLLECTION AGENCIES AND DEBT COLLECTORS WHO VIOLATE THE PROVISIONS OF STATE LAW RELATING TO PROHIBITED ACTS OF COLLECTION AGENCIES AND DEBT COLLECTORS, is read the first time and referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

S.B. 962 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE HEARING PROCESS APPLICABLE TO PROBATIONARY TEACHERS, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Judiciary I.

S.B. 974 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE CONSUMER ECONOMIC PROTECTION ACT OF 2009, is read the first time and referred to the Committee on Finance and, if favorable, to the Committee on Judiciary I.

S.B. 978, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION TO COORDINATE WITH LOCAL AND STATE LAW ENFORCEMENT OFFICERS AND WITH THE COMMUNITY COLLEGE SYSTEM TO PROVIDE MULTIPLE FIREARMS QUALIFICATION SITES FOR CERTIFICATION TO CARRY A CONCEALED HANDGUN PURSUANT TO FEDERAL LAW, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary III.

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S.B. 982 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE SMALL BUSINESS ASSISTANCE ACT OF 2009 AND TO ESTABLISH THE SMALL BUSINESS JOBS PRESERVATION FUND IN THE OFFICE OF STATE BUDGET AND MANAGEMENT WITH RELATED PROGRAMS COORDINATED BY A TECHNICAL ASSISTANCE PROVIDER, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

S.B. 1000, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE OVERALL LENGTH OF A SINGLE VEHICLE WITH TWO OR MORE AXLES TO FORTY FEET, TO RESTRICT THE OVERALL LENGTH OF VEHICLES TRANSPORTING POLES FOR EMERGENCY REPAIR TO FIFTY-THREE FEET, AND TO MAKE CERTAIN FARM VEHICLES BE SELF-PROPELLED, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

S.B. 1015 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE HOMEOWNER AND HOMEBUYER PROTECTION ACT TO PROHIBIT HOME FORECLOSURE RESCUE SCAMS AND OFFER PROTECTIONS IN LAND INSTALLMENT SALES, is read the first time and referred to the Committee on Financial Institutions and, if favorable, to the Committee on Judiciary II.

S.B. 1017 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE PROTECTIONS AGAINST IDENTITY THEFT AND TO PROTECT THE CREDIT OF CRIME VICTIMS DURING THE PENDENCY OF CRIME VICTIMS COMPENSATION FUND APPLICATIONS AND APPEALS, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

S.B. 1018 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE PLASTIC AND NONRECYCLED PAPER BAG USE ON NORTH CAROLINA'S OUTER BANKS, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Commerce, Small Business, and Entrepreneurship.

S.B. 1020 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT AND RESTORE WATER QUALITY AND QUANTITY IN THE UPPER NEUSE RIVER BASIN, FALLS LAKE, AND OTHER DRINKING WATER SUPPLY RESERVOIRS BY DIRECTING THE

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ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE CREDIT TO LOCAL GOVERNMENTS, LANDOWNERS, AND OTHERS WHO REDUCE WATER POLLUTION IN THE UPPER NEUSE RIVER BASIN BEFORE PERMANENT RULES ARE ADOPTED, is read the first time and referred to the Committee on Water Resources and Infrastructure and, if favorable, to the Committee on Environment and Natural Resources.

S.B. 1021 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT OWNERS OF ABANDONED PROPERTY BY REGULATING PROPERTY FINDERS, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

S.B. 1027 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE NOTIFICATION OF PROPERTY OWNERS UPON THE FILING OF AN APPLICATION FOR A ZONING MAP AMENDMENT, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary II.

S.B. 1062 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT STRENGTHENING DOMESTIC VIOLENCE PROTECTIVE ORDERS TO PROVIDE FOR THE PROTECTION OF PETS, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

S.B. 1067 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUSTAINABLE LOCAL FOOD POLICY COUNCIL TO ADDRESS POLICY CONSIDERATIONS REGARDING THE DEVELOPMENT OF A SUSTAINABLE LOCAL FOOD ECONOMY IN NORTH CAROLINA, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Appropriations.

S.B. 1069 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A JOINING OUR BUSINESSES AND SCHOOLS (JOBS) COMMISSION, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

S.B. 1089, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PROBATION OFFICERS TO TRANSFER LOW-RISK MISDEMEANANTS WITH NO SPECIAL CONDITIONS TO UNSUPERVISED PROBATION,

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is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary III.

On motion of Representative Owens, seconded by Representative Steen, the House adjourns at 7:16 p.m. to reconvene May 19 at 3:00 p.m.

SIXTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 19, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"When our mouths open up and we sing to You, hear our praises. When our mouths open up and spew forth anger, forgive us. When our mouths open to celebrate the victories of others, smile with us. When our mouths shout for justice, empower us. When our mouths cause others to action, lead us. And, when our mouths cannot speak, for whatever reason, Lord, hear our hearts. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Earle, McGee, and Stiller for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

THE APPOINTMENT OF DANIEL T. BLUE, JR.

2009-2010

May 19, 2009

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA**A PROCLAMATION**

WHEREAS, the Honorable Vernon Malone, elected Senator from the Fourteenth Senatorial District 2009-2010 General Assembly, has died in office; and

WHEREAS, the provisions of General Statute § 163-11 require that the vacancy created by the death of the Honorable Vernon Malone be filled by appointment of the person recommended by the Fourteenth State Senate District Committee of the Democratic Party; and

WHEREAS, the Fourteenth State Senate District Committee of the Democratic Party has notified me of its recommendation of Daniel T. Blue, Jr. of Wake County, North Carolina, to fill the unexpired term,

I do by these presents appoint

DANIEL T. BLUE, JR.

as a member of the

SENATE

2009-2010 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this nineteenth day of May in the year of our Lord two thousand and nine, and of the Independence of the United States of America the two hundred and thirty-third.

S/ Beverly Eaves Perdue
Governor

ATTEST:

S/ Elaine F. Marshall
Secretary of State

With this action, Representative Daniel T. Blue, Jr., is effectively resigned from the Thirty-Third District of the House of Representatives.

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CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 917, AN ACT TO MAKE THE EFFECT OF EXECUTIVE ORDER NUMBER ELEVEN APPLICABLE TO THE LEGISLATIVE AND JUDICIAL BRANCHES AND TO PROTECT STATE EMPLOYEES UNDER THAT ORDER. (S.L. 2009-26)

H.B. 2, AN ACT TO PROHIBIT SMOKING IN CERTAIN PUBLIC PLACES AND CERTAIN PLACES OF EMPLOYMENT. (S.L. 2009-27)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 1527, A JOINT RESOLUTION HONORING THE FOUNDERS OF HERTFORD COUNTY ON THE OCCASION OF THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 138 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF UNLAWFUL MANUFACTURE, SALE, DELIVERY, OR POSSESSION OF SALVIA DIVINORUM, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

S.B. 461 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FAIR AND RELIABLE IMPOSITION OF CAPITAL SENTENCES, TO ENSURE THAT ASSISTANCE RENDERED BY ANY HEALTH CARE PROFESSIONAL IN THE PROCESS OF A LAWFUL EXECUTION BY THE STATE DOES NOT RESULT IN DISCIPLINARY OR CORRECTIVE ACTION BY ANY STATE

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AUTHORIZED BOARD OR AUTHORITY, TO EXCLUDE THE ADMINISTRATION OF CONTROLLED SUBSTANCES USED IN AN EXECUTION FROM THE PRACTICE OF MEDICINE, TO REMOVE THE REQUIREMENT THAT THE GOVERNOR AND COUNCIL OF STATE APPROVE THE NECESSARY APPLIANCES AND QUALIFIED PERSONNEL FOR THE INFLICTION OF THE PUNISHMENT OF DEATH, AND TO PROHIBIT THE SECRETARY OF CORRECTION FROM SCHEDULING MORE THAN ONE EXECUTION WITHIN A 30-DAY PERIOD, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

S.B. 467 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSIST OWNERS IN RECOVERING LOST PETS, RELIEVE OVERCROWDING AT ANIMAL SHELTERS, AND FACILITATE ADOPTIONS OF ANIMALS FROM SHELTERS, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Judiciary I.

S.B. 468, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO PROVIDE HEALTH INSURANCE BENEFITS TO FORMER EMPLOYEES WHO ARE NOT RECEIVING RETIREMENT BENEFITS, is read the first time and referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Insurance.

S.B. 586, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE FILING OF NOTICE OF PENDING LITIGATION FOR ACTIONS SEEKING INJUNCTIVE RELIEF REGARDING SEDIMENTATION AND EROSION CONTROL FOR ANY LAND-DISTURBING ACTIVITY THAT IS SUBJECT TO THE REQUIREMENTS OF ARTICLE 4 OF CHAPTER 113A OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary I.

S.B. 595 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A NOTATION ON A DRIVERS LICENSE OR SPECIAL IDENTIFICATION CARD THAT AN APPLICANT IS AN ORGAN DONOR OR HAS A LIVING WILL, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Transportation.

S.B. 628, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO RELEASE CONFIDENTIAL DATA IN THE CONTROLLED SUBSTANCES

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REPORTING SYSTEM TO THE CHIEF MEDICAL EXAMINER AND COUNTY MEDICAL EXAMINERS FOR THE PURPOSE OF INVESTIGATING DEATHS, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

S.B. 658 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE SUPPLEMENTAL RETIREMENT BOARD OF TRUSTEES, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Pensions and Retirement.

S.B. 694, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF DENTISTRY AS PERFORMED BY PERSONS PRACTICING DENTISTRY OUT OF STATE UNDER CERTAIN CIRCUMSTANCES, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary II.

S.B. 709 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF HOME IMPROVEMENT FRAUD, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

S.B. 726 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT HOUSE ARREST MAY BE IMPOSED AS A CONDITION OF PRETRIAL RELEASE; TO PROVIDE THAT THE COURT MAY AUTHORIZE AN OFFENDER UNDER ELECTRONIC HOUSE ARREST TO LEAVE THE OFFENDER'S RESIDENCE FOR SPECIFIC PURPOSES AND THE COURT OR PROBATION OFFICER MAY MODIFY THOSE CONDITIONS; AND TO AMEND THE DEFINITION OF HOUSE ARREST UNDER JUVENILE LAW TO STATE THE SPECIFIC PURPOSES FOR WHICH A JUVENILE MAY BE AUTHORIZED TO LEAVE THE JUVENILE'S RESIDENCE, is read the first time and referred to the Committee on Juvenile Justice and, if favorable, to the Committee on Judiciary III.

S.B. 740 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE REINSTATEMENT OF UNUSED SICK LEAVE FOR PUBLIC SCHOOL EMPLOYEES, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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S.B. 804 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE CERTIFICATE OF NEED LAW WITH RESPECT TO TIME LINES FOR ISSUANCE OF A CERTIFICATE OF NEED, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary II.

S.B. 820 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE NEW MOTOR VEHICLE TITLING AND REGISTRATION CATEGORIES FOR MOTOR VEHICLES CLASSIFIED AS REPLICA VEHICLES, STREET RODS, AND CUSTOM VEHICLES, AND TO MAKE CORRESPONDING CHANGES, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 824 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF SCHOOL BUSES TO TRANSPORT STUDENTS HOME FROM AFTER-SCHOOL PROGRAMS UNDER CERTAIN CIRCUMSTANCES, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Transportation.

S.B. 900 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW REGISTERS OF DEEDS TO REMOVE PERSONAL IDENTIFYING INFORMATION FROM IMAGES OR COPIES OF RECORDS PLACED ON THE INTERNET, is read the first time and referred to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Judiciary I.

S.B. 928 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A PERSON MAY USE DEFENSIVE FORCE TO PROTECT AGAINST THE UNLAWFUL AND FORCIBLE ENTRY INTO THE PERSON'S DWELLING BY ANOTHER, TO PREVENT THE REMOVAL OF A PERSON AGAINST HIS OR HER WILL FROM THE PERSON'S DWELLING, AND TO PROVIDE THAT A PERSON IS JUSTIFIED IN USING DEFENSIVE FORCE IN THESE CIRCUMSTANCES AND SO IS IMMUNE FROM CRIMINAL PROSECUTION AND CIVIL ACTION FOR THE USE OF SUCH FORCE, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Ways and Means/Broadband Connectivity and, if favorable, to the Committee on Appropriations.

S.B. 958 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING DISCIPLINARY PROCEEDINGS OF THE NORTH CAROLINA MEDICAL BOARD, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

May 19, 2009

S.B. 990, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CUTTING, INJURING, OR REMOVING ANOTHER'S TIMBER RESULTING IN DAMAGES THAT EXCEED TWO THOUSAND FIVE HUNDRED DOLLARS, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Judiciary III and, if favorable, to the Committee on Appropriations.

S.B. 992, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MAYORS TO SOLEMNIZE MARRIAGES IF AUTHORIZED BY LOCAL ORDINANCE, is read the first time and referred to the Committee on State Government/State Personnel and, if favorable, to the Committee on Judiciary I.

S.B. 1028 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING LOCAL BOARDS OF EDUCATION TO ENCOURAGE COMMUNITY ACADEMIC BOOSTER ORGANIZATIONS, KNOWN AS COMMUNITY ACHIEVEMENT NETWORK – DEVELOPING OUR EDUCATIONAL RESOURCES (CAN DOER) ORGANIZATIONS, TO SUPPORT STUDENT ACADEMIC ACHIEVEMENT, TO DEVELOP POLICIES APPROVING USE OF VOLUNTEER ORGANIZATIONS AND INDIVIDUAL VOLUNTEERS, AND TO DEVELOP POLICES TO MAKE INFORMATION ON TUTORING AND ACADEMIC SUPPORT SERVICES AVAILABLE TO PARENTS AND STUDENTS, is read the first time and referred to the Committee on Local Government II and, if favorable, to the Committee on Education.

S.B. 1072 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO ENSURE COLLABORATION BETWEEN THE OFFICE OF INFORMATION TECHNOLOGY SERVICES AND STATE AGENCIES REGARDING THE CONSOLIDATION OF INFORMATION TECHNOLOGY RESOURCE CENTERS AND SERVICES, is read the first time and referred to the Committee on Science and Technology and, if favorable, to the Committee on State Government/State Personnel.

CALENDAR

Action is taken on the following:

H.J.R. 1538, A JOINT RESOLUTION HONORING THE MEMORY OF THE FOUNDERS OF THE HIGH POINT FURNITURE MARKET ON THE OCCASION OF ITS ONE HUNDREDTH ANNIVERSARY.

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On motion of Representative Wiley and without objection, the resolution is withdrawn from the Calendar and placed on the Calendar of May 27.

INTRODUCTION OF PAGES

Pages for the week of May 18 are introduced to the membership. They are: Akil Clegg of Lee; Tim Coston of Wake; Shelby Heller of Harnett; Anna Killian of Caldwell; Auburn Lance of Randolph; Drew Lopez of Wake; Madison Marston of New Hanover; Michael MoDrak of Iredell; Storm Morgan of Guilford; Travis Newton of Wake; Ivel Posada of Mecklenburg; Liz Stevens of Mecklenburg; Kathryn Vance of Iredell; and Danner Washburn of Forsyth.

On motion of Representative Owens, seconded by Representative Mobley, the House adjourns at 3:21 p.m. to reconvene May 20 at 3:00 p.m.

SIXTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 20, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"Your Spirit descends into our hearts and minds like a dove soars on the winds of the air. This gift of Thyself to us is freely and readily given; and we thank You. What we do with this gift can be another story altogether. As we move about our lives, help us to call upon Your Holy Presence to guide our footsteps, illuminate our paths, and to show us Your ways. Keep us from ignoring the still small voice that You have planted within us so that we may always know that we have an advocate in You. But, even more, remind us that Your entire purpose for our lives is to be intimately involved with us from cradle to the grave. May we cling to this promise. May we hold fast to this gift. Amen."

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Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney and Earle for today.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 668, AN ACT TO ALLOW A BANK TO PAY DIVIDENDS ON CERTAIN PREFERRED SHARES ISSUED TO THE UNITED STATES TREASURY AND TO ISSUE AND PAY DIVIDENDS ON PREFERRED SHARES TO RECAPITALIZE ITSELF. (S.L. 2009-28)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Cole, Vice Chair, for the Committee on Transportation:

H.B. 591, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE TOWN OF OAK ISLAND, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 824, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR RETIRED REGISTERS OF DEEDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 913, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR GRADUATES OF THE UNITED STATES SERVICE ACADEMIES, WHICH INCLUDE THE UNITED STATES AIR FORCE ACADEMY, THE UNITED STATES COAST GUARD ACADEMY, THE UNITED

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STATES MERCHANT MARINE ACADEMY, THE UNITED STATES MILITARY ACADEMY, AND THE UNITED STATES NAVAL ACADEMY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1250, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION TO PRODUCE A SPECIAL PLATE FOR SOCIAL WORKERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1506, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR FARMLAND PRESERVATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1522, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NORTH CAROLINA SENIOR GAMES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1555, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE GREEN INDUSTRY COUNCIL, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1556, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE NC VETERINARY MEDICAL ASSOCIATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

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The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1627, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE CAROLINAS CREDIT UNION FOUNDATION, INC., with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

S.B. 332, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PURCHASING AND CONTRACTING AUTHORITY BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES ON BEHALF OF THE NORTH CAROLINA ZOOLOGICAL PARK; TO EXPAND THE UMSTEAD EXEMPTION FOR THE PARK; TO IMPROVE THE ADMINISTRATION OF PARK OPERATIONS; TO REQUIRE A REPORTING OF THE PROGRESS AND IMPLEMENTATION OF THE MANDATES OF THIS ACT; AND TO ESTABLISH THE NORTH CAROLINA ZOOLOGICAL PARK FUNDING AND ORGANIZATION STUDY COMMITTEE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The House committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The original bill is placed on the Unfavorable Calendar.

S.B. 385 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MACON COUNTY TO REGULATE THE SUBDIVISION OF LAND, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 21.

S.B. 691, A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN TAX INFORMATION OF LOCAL GOVERNMENTS TO THE DEPARTMENT OF STATE TREASURER, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

May 20, 2009

The bill is re-referred to the Committee on Finance.

By Representative R. Warren, Chair, for the Committee on Alcoholic Beverage Control:

H.B. 1595, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MALT BEVERAGE SPECIAL EVENT PERMIT AND A MALT BEVERAGE TASTING PERMIT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

S.B. 53, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF BURGAW TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 79, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHOWAN COUNTY MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 91, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF PINE KNOLL SHORES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF SOUTHPORT TO ENTER INTO AN ANNEXATION AGREEMENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

May 20, 2009

The bill is re-referred to the Committee on Finance.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 562, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JACKLYN "JACK" HAROLD LUCAS, ONE OF THE YOUNGEST MEDAL OF HONOR RECIPIENTS OF THE TWENTIETH CENTURY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 21.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 594, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DISABLED VETERAN PROPERTY TAX HOMESTEAD EXCLUSION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1422, A BILL TO BE ENTITLED AN ACT TO CREATE A LIMITED EXCEPTION TO THE POLICY OF THE UNIVERSITY OF NORTH CAROLINA THAT REQUIRES THAT A TUITION SURCHARGE BE IMPOSED ON ANY UNDERGRADUATE STUDENT WHO EXCEEDS THE LIMIT OF ONE HUNDRED FORTY CREDIT HOURS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Education.

The committee substitute bill is re-referred to the Committee on Education. The original bill is placed on the Unfavorable Calendar.

H.B. 1573, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE IDENTIFICATION OF VETERANS, HOMELESS VETERANS IN PARTICULAR, IN ORDER TO ASSIST SUCH PERSONS IN OBTAINING BENEFITS TO WHICH THEY MAY BE ENTITLED, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

May 20, 2009

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 291, A BILL TO BE ENTITLED AN ACT AMENDING THE COSMETIC ART ACT TO PROVIDE FOR LICENSURE OF PERSONS ENGAGING IN THE PRACTICE OF NATURAL HAIR BRAIDING, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 21. The original bill is placed on the Unfavorable Calendar.

H.B. 395 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL TAXING DISTRICT MADE UP OF THE UNINCORPORATED AREAS OF SURRY COUNTY AND TO AUTHORIZE THE SPECIAL TAXING DISTRICT IN SURRY COUNTY TO LEVY A SIX PERCENT ROOM OCCUPANCY TAX, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 21.

H.B. 401 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF BOONE TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 21.

H.B. 403, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FREMONT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 21.

H.B. 533 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF HICKORY AND CONOVER TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 21. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 564, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 21. The original bill is placed on the Unfavorable Calendar.

H.B. 746 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LICENSED PROFESSIONAL COUNSELORS ACT AND AUTHORIZING THE NORTH CAROLINA BOARD OF LICENSED PROFESSIONAL COUNSELORS TO INCREASE CERTAIN FEES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 21. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 854, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORSYTH COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 21.

H.B. 1530 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO RESCIND AN ADVANCED GENERAL REAPPRAISAL OF PROPERTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 21.

Representative Owens moves, seconded by Representative Stewart, that the House adjourn, subject to the receipt of Committee Reports, to reconvene May 21 at 1:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

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By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

S.B. 703, A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations, refer **H.B. 458** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT VARIOUS LAWS TO IMPROVE THE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, to the Appropriations Subcommittee on Health and Human Services.

The House stands adjourned at 4:43 p.m.

SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 21, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"In the midst of life You are with us. In the midst of every situation and circumstance we might experience, You are with us. In laughter and in tears, in trials and in celebrations, You never leave us or forsake us. Teach our hearts, minds and spirits to cling to You wherever we may find ourselves this day,

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placing our trust in Your divine promise to be fully present and fully engaged in our lives. When we feel alone, whisper to our hearts. When we are surrounded by laughter and joy, remind us to give You thanks. Guide us in our coming in and in our going out that we might always be mindful of Your grace, mercy and love. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Allred, Carney, Earle, and McComas for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 186, AN ACT TO ALLOW LOCAL GOVERNMENTS TO OBJECT TO THE LOCATION OF ALCOHOLIC BEVERAGE CONTROL STORES IF THE LOCAL GOVERNMENT HAS HELD A PUBLIC HEARING, TAKEN EVIDENCE, AND PASSED A RESOLUTION OBJECTING TO THE LOCATION OF AN ALCOHOLIC BEVERAGE CONTROL STORE.

H.B. 220, AN ACT TO REWRITE THE PLEDGE TAKEN BY PRIMARY CANDIDATES CONCERNING WRITE-IN CANDIDACY TO REFLECT THE WRITE-IN ELIGIBILITY STATUTE.

H.B. 411, AN ACT TO PROVIDE FOR THE DESIGNATION OF INTERIM MEMBERS TO SERVE ON THE COMMISSION OF INDIAN AFFAIRS IN THE EVENT THAT A TRIBE OR GROUP IS TEMPORARILY UNABLE TO FILL A VACANCY ON THE COMMISSION.

H.B. 616, AN ACT TO CREATE THE OFFENSE OF LARCENY, DESTRUCTION, DEFACEMENT, OR VANDALISM OF PORTABLE TOILETS OR PUMPER TRUCKS.

H.B. 800, AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE AND THE LAW GOVERNING POWERS OF ATTORNEY AND ADMINISTRATION OF DECEDENTS' ESTATES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

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H.B. 1272, AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUVENILE CODE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 52, AN ACT TO CHANGE THE FILING PERIOD FOR THE HAYWOOD COUNTY BOARD OF EDUCATION.

H.B. 254, AN ACT TO PROVIDE THAT VACANCIES IN THE BEAUFORT COUNTY BOARD OF EDUCATION SHALL BE FILLED IN ACCORDANCE WITH GENERAL LAW.

H.B. 260, AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF AHOSKIE FROM TWO YEARS TO FOUR YEARS.

H.B. 435, AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE LEE COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF LEE COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Glazier, Love, and Weiss, Vice Chairs, for the Committee on Judiciary II:

S.B. 114 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING PLACES OF WORSHIP OWNED AND OPERATED BY RELIGIOUS INSTITUTIONS FROM CERTAIN PROVISIONS OF THE NORTH CAROLINA STATE BUILDING CODE RELATING TO LIMITED USE AND LIMITED ACCESS ELEVATORS AND TO REQUIRE THE ADOPTION OF RULES UNDER THE ELEVATOR SAFETY ACT OF NORTH CAROLINA PROVIDING FOR THE PROMINENT DISPLAY OF IDENTIFYING NUMBERS IN ELEVATORS TO FACILITATE THE EXTRICATION OF PASSENGERS FROM MALFUNCTIONING ELEVATORS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate Committee Substitute bill.

May 21, 2009

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 26. The Senate Committee Substitute bill is placed on the Unfavorable Calendar.

By Representative Cole, Vice Chair, for the Committee on Transportation:

S.B. 750 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT TRANSFERS OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE NORTH CAROLINA TURNPIKE AUTHORITY TO BE USED FOR DEBT SERVICE ON BONDS ISSUED TO BUILD TURNPIKE PROJECTS FROM THE EQUITY FORMULA AND TO ENABLE THE TURNPIKE AUTHORITY TO ISSUE REFUNDING BONDS THAT ENABLE THE RESTRUCTURING AND EXTENSION OF BONDED INDEBTEDNESS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 1103, A BILL TO BE ENTITLED AN ACT TO UPDATE THE SEED LAW AND TO INCREASE FEES FOR SEED DEALER LICENSES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 26. The original bill is placed on the Unfavorable Calendar.

S.B. 703, A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 26. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 617, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

May 21, 2009

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 26.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Martin, Blust, Killian, and Hall (Primary Sponsors); M. Alexander, Barnhart, Blackwell, Brown, Burr, Cleveland, Coates, Dickson, Fisher, Folwell, Frye, Gillespie, Gulley, Hill, Hurley, Jackson, Justus, Lucas, McElraft, Moore, Neumann, Spear, Steen, Stevens, Tarleton, Underhill, Wainwright, Weiss, and Wiley:

H.J.R. 1652, A JOINT RESOLUTION HONORING THE FALLEN SOLDIERS WHO SERVED OUR NATION IN OPERATIONS IRAQI FREEDOM AND ENDURING FREEDOM.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of May 26.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 376, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JIM LONG, FORMER COMMISSIONER OF INSURANCE AND MEMBER OF THE GENERAL ASSEMBLY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR

Action is taken on the following:

H.J.R. 562, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JACKLYN "JACK" HAROLD LUCAS, ONE OF THE YOUNGEST MEDAL OF HONOR RECIPIENTS OF THE TWENTIETH CENTURY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

May 21, 2009

The resolution passes its third reading and is ordered sent to the Senate.

H.J.R. 1527, A JOINT RESOLUTION HONORING THE FOUNDERS OF HERTFORD COUNTY ON THE OCCASION OF THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.B. 395 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL TAXING DISTRICT MADE UP OF THE UNINCORPORATED AREAS OF SURRY COUNTY AND TO AUTHORIZE THE SPECIAL TAXING DISTRICT IN SURRY COUNTY TO LEVY A SIX PERCENT ROOM OCCUPANCY TAX, passes its second reading, by the following vote:

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 88.

Voting in the negative: Representatives Avila, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Dollar, Folwell, Frye, Gillespie, Gulley, Hilton, Holloway, Howard, Hurley, Killian, Mills, Moore, Sager, Setzer, Stiller, Tillis, and Wiley - 26.

Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection, the bill is placed on the Calendar of May 26.

H.B. 401 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF BOONE TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its second reading, by the following vote:

May 21, 2009

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 82.

Voting in the negative: Representatives Avila, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Dollar, Folwell, Frye, Gillespie, Guice, Gulley, Hilton, Holloway, Howard, Hurley, Killian, McCormick, Mills, Moore, Randleman, Rhyne, Sager, Setzer, Stevens, Stiller, Tillis, and Wiley - 32.

Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection, the bill is placed on the Calendar of May 26.

H.B. 403, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FREMONT, passes its second reading, by the following vote:

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 110.

May 21, 2009

Voting in the negative: Representatives Folwell, Gulley, Hilton, and Setzer - 4.

Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection, the bill is placed on the Calendar of May 26.

H.B. 533 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF HICKORY AND CONOVER TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its second reading, by the following vote:

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McElraft, McGee, McLawhorn, Michaux, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 81.

Voting in the negative: Representatives Avila, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Dollar, Folwell, Frye, Gillespie, Gulley, Hilton, Holloway, Howard, Hurley, Killian, McCormick, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Stevens, Stiller, Tillis, and Wiley - 31.

Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection the bill is placed on the Calendar of May 26.

H.B. 564 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX.

Representative Tolson offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote:

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Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Blackwood, Blust, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McElraft, McGee, McLawhorn, Michaux, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 98.

Voting in the negative: Representatives Avila, Boles, Burris-Floyd, Frye, Gulley, Hilton, Holloway, Howard, McCormick, Mills, Moore, Neumann, Sager, Setzer, and Stiller - 15.

Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection, the bill is placed on the Calendar of May 26.

H.B. 854, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORSYTH COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, passes its second reading, by the following vote:

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Blackwood, Blust, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McElraft, McGee, McLawhorn, Michaux, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 103.

Voting in the negative: Representatives Avila, Boles, Burris-Floyd, Gulley, Hilton, McCormick, Mills, Sager, Setzer, and Stevens - 10.

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Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection, the bill is placed on the Calendar of May 26.

S.B. 385 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MACON COUNTY TO REGULATE THE SUBDIVISION OF LAND, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 291 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE COSMETIC ART ACT TO PROVIDE FOR LICENSURE OF PERSONS ENGAGING IN THE PRACTICE OF NATURAL HAIR BRAIDING.

Representative Parmon offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote:

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwood, Bordsen, Braxton, Brisson, Brubaker, Bryant, Cole, Cotham, Crawford, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Guice, Gullely, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Lewis, Love, Luebke, Mackey, Martin, McElraft, McGee, McLawhorn, Michaux, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Steen, Stewart, Stiller, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 78.

Voting in the negative: Representatives Avila, Blackwell, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Coates, Current, Daughtry, Dollar, Folwell, Frye, Gillespie, Grady, Hilton, Holloway, Killian, Langdon, Lucas, McCormick, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Setzer, Spear, Stam, Starnes, Stevens, and Sutton - 34.

Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection, the bill is placed on the Calendar of May 26.

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H.B. 746 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE LICENSED PROFESSIONAL COUNSELORS ACT AND AUTHORIZING THE NORTH CAROLINA BOARD OF LICENSED PROFESSIONAL COUNSELORS TO INCREASE CERTAIN FEES, passes its second reading, by the following vote:

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, Harrell, Harrison, Hill, Holliman, Holloway, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Lewis, Love, Lucas, Luebke, Mackey, Martin, McElraft, McGee, McLawhorn, Michaux, Moore, Owens, Parmon, Pierce, Rapp, Rhyne, Ross, Samuelson, Spear, Steen, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 81.

Voting in the negative: Representatives Blackwell, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Folwell, Gillespie, Grady, Guice, Gulley, Hilton, Howard, Hurley, Justice, Killian, Langdon, McCormick, Mills, Neumann, Randleman, Sager, Setzer, Starnes, Stevens, and Stiller - 30.

Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection, the bill is placed on the Calendar of May 26.

H.B. 1530 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO RESCIND AN ADVANCED GENERAL REAPPRAISAL OF PROPERTY, passes its second reading, by the following vote:

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Cleveland, Coates, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann,

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Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 108.

Voting in the negative: Representatives Boles, Burris-Floyd, Current, Haire, and Sager - 5.

Excused absences: Representatives Allred, Carney, Earle, and McComas - 4.

Without objection, the bill is placed on the Calendar of May 26.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 514** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE CERTAIN MAGISTRATES WITH THE AUTHORITY TO PROVIDE FOR THE APPOINTMENT OF COUNSEL WHEN AUTHORIZED BY THE CHIEF DISTRICT JUDGE, is withdrawn from the Committee on Ways and Means/Broadband Connectivity and re-referred to the Committee on State Government/State Personnel. The serial referral to the Committee on Judiciary III remains the same.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

S.B. 575 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE LOCATION AND EXPANSION OF CAPITAL INTENSIVE COMPANIES IN THIS STATE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 26. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

May 21, 2009

S.B. 381 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A DOMESTIC VIOLENCE FATALITY PREVENTION AND PROTECTION REVIEW TEAM IN MECKLENBURG COUNTY, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 26. The Senate committee substitute bill is placed on the Unfavorable Calendar.

On motion of Representative Owens, seconded by Representative Mobley, the House adjourns at 2:46 p.m. to reconvene Monday, May 25, 2009, at 7:00 p.m.

SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 25, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Sovereign God:

"On this Memorial Day we remember the gift of sacrifice. We pause to remember all men and women who have placed themselves in harm's way to protect the gift of freedom and the pursuit of individual liberty that defines our Nation, indeed, its very existence. We especially remember those who gave the ultimate sacrifice to protect us, our homeland and our way of life. On this day of remembrance, bring comfort to those whose memories are filled with sadness, especially those who are experiencing loss for the first time. May Your Presence be sufficient to see them through their days. And, may our hearts forever be filled with gratitude for the freedom and liberty we experience because of their sacrifices. Have mercy upon us, O God, we humbly pray. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

May 25, 2009

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney and Stam for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 141, A BILL TO BE ENTITLED AN ACT TO LIMIT DRINKING WATER TESTING FOR THE PRESENCE OF VOLATILE ORGANIC COMPOUNDS IN WATER OBTAINED FROM NEWLY CONSTRUCTED PRIVATE DRINKING WATER WELLS BASED UPON THE RISK OF THE COMPOUNDS' PRESENCE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Health.

The House committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar.

S.B. 636 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS IN THE WATER RESOURCES DEVELOPMENT PROGRAM MAY BE AWARDED TO A LOCAL GOVERNMENT FOR NUISANCE ABATEMENT COSTS THAT THE LOCAL GOVERNMENT CANNOT RECOVER FROM THE OWNER OF THE NUISANCE STRUCTURE AND TO PROVIDE FOR A STUDY OF MEASURES TO MITIGATE THE IMPACT OF EROSION-THREATENED STRUCTURES ON THE PUBLIC BEACH, with a favorable report and recommendation that the bill be re-referred to the Committee on Water Resources and Infrastructure.

The bill is re-referred to the Committee on Water Resources and Infrastructure.

S.B. 831 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND CERTAIN PERMITS AND APPROVALS AFFECTING THE PHYSICAL DEVELOPMENT OF REAL PROPERTY LOCATED WITHIN

May 25, 2009

THE STATE OF NORTH CAROLINA, THEREBY SUPERSEDING ALL STATUTORY AND REGULATORY REQUIREMENTS TO THE CONTRARY, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The House committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative England and Insko, Chairs, for the Committee on Health:

H.B. 1577, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WAKE FOREST UNIVERSITY HEALTH SCIENCES TO SUPPORT THE SOLDIER INSTITUTE FOR REGENERATIVE MEDICINE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1605, A BILL TO BE ENTITLED AN ACT DIRECTING THE INSTITUTE OF MEDICINE TO STUDY ISSUES RELATED TO SEXUAL ABUSE AND VIOLENCE AND APPROPRIATING FUNDS FOR THE STUDY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 204, A BILL TO BE ENTITLED AN ACT TO ENABLE RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO RETURN TO EMPLOYMENT AS NURSING INSTRUCTORS WITHOUT LOSING RETIREMENT BENEFITS, with a favorable report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

S.B. 324, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON AN ACT TO EXEMPT FROM PRIOR AUTHORIZATION REQUIREMENTS FOR PRESCRIPTION DRUGS UNDER THE MEDICAID PROGRAM ANTIHEMOPHILIC DRUGS PRESCRIBED FOR THE

May 25, 2009

TREATMENT OF HEMOPHILIA AND BLOOD DISORDERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

On motion of Representative Owens, seconded by Representative Cleveland, the House adjourns at 7:09 p.m., in honor of all our military men and women who have given their lives so that we remain free, to reconvene May 26 at 3:00 p.m.

SIXTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 26, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"Look with pity upon Your servants as we attempt to tend to Your people. We are not perfect or without blemish and much of what we do may not be perfect either. We are bold to ask You to take the work we have done, make good its defects and use that which is acceptable for the good of Your people. Always help us to look inward and be truthful about ourselves and whatever spiritual needs we may have. Then, may we look upward to Thee for forgiveness and mercy that we might leave the world a better place today than we did yesterday. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Carney, Current, Earle, and Holliman for today. Representatives Bryant and Tucker are excused for a portion of the Session.

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ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 65, AN ACT TO REENACT AND CLARIFY THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 385, AN ACT TO MODIFY THE AUTHORITY OF MACON COUNTY TO REGULATE THE SUBDIVISION OF LAND.

H.B. 227, AN ACT TO ALLOW THE CITY OF WINSTON-SALEM AND THE CITY OF ROCKY MOUNT TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN SUBSTANDARD RESIDENTIAL PROPERTY TO PROVIDE HOUSING FOR LOW AND MODERATE INCOME PERSONS.

H.B. 573, AN ACT TO AUTHORIZE CLEVELAND COMMUNITY COLLEGE TO ENTER INTO A COLLABORATIVE AGREEMENT WITH CLEVELAND COUNTY.

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 224, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THEODORE JAMES "TED" KINNEY, FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 2009-15)

S.J.R. 376, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JIM LONG, FORMER COMMISSIONER OF INSURANCE AND MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 2009-16)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 52, AN ACT TO CHANGE THE FILING PERIOD FOR THE HAYWOOD COUNTY BOARD OF EDUCATION. (S.L. 2009-29)

May 26, 2009

H.B. 254, AN ACT TO PROVIDE THAT VACANCIES IN THE BEAUFORT COUNTY BOARD OF EDUCATION SHALL BE FILLED IN ACCORDANCE WITH GENERAL LAW. (S.L. 2009-30)

H.B. 260, AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF AHOSKIE FROM TWO YEARS TO FOUR YEARS. (S.L. 2009-31)

H.B. 435, AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE LEE COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF LEE COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED. (S.L. 2009-32)

GUEST

Representatives Hughes, Justice, and McComas escort Kristen Dalton, Miss USA 2009, to the Well of the House, where she makes brief remarks.

The Speaker directs the Committee to escort Miss Dalton from the Chamber.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.J.R. 364, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THREE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, with a favorable report as to the committee substitute resolution, which changes the title, unfavorable as to the original resolution, and recommendation that the committee substitute resolution be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute resolution is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original resolution is placed on the Unfavorable Calendar.

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S.B. 689, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REPORTING REQUIREMENTS FOR THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE STATE BOARD OF EDUCATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 708 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE COMPULSORY SCHOOL ATTENDANCE LAW, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives England and Insko, Chairs, for the Committee on Health:

S.B. 354 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADOPT A POLICY ALLOWING A CERTAIN INCOME DISREGARD UNDER THE MEDICAID PROGRAM, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 732, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADMINISTRATIVE OFFICE OF THE COURTS TO CHARGE FEES TO APPLICANTS FOR MEDIATOR AND MEDIATOR TRAINING PROGRAM CERTIFICATIONS AND CERTIFICATION RENEWAL FEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

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S.B. 763 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORIZATION FOR CERTAIN NONPROFIT CORPORATIONS TO RENDER LEGAL SERVICES, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 870 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE GENERAL STATUTES COMMISSION TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON ANY CHANGES NEEDED TO MAKE THE GENERAL STATUTES AND CONSTITUTION GENDER NEUTRAL, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, Love, and Weiss, Vice Chairs, for the Committee on Judiciary II:

H.B. 495, A BILL TO BE ENTITLED AN ACT TO DIVIDE PROSECUTORIAL DISTRICT 11 INTO DISTRICTS 11A AND 11B, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 548, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO SET HEARINGS, GIVE NOTICES, ACCEPT OR REJECT OFFERS, AND TO DECLARE INTENT, AND TO FURTHER DELEGATE CONTRACTING AUTHORITY TO THE CITY MANAGER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 27.

S.B. 633, A BILL TO BE ENTITLED AN ACT TO ALLOW AN ADMINISTRATIVE LAW JUDGE TO MAKE THE FINAL DECISION

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IN A CONTESTED CASE WHEN THE DISPOSITION OF THE CASE HAS BEEN AGREED UPON BY THE PARTIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 27.

S.B. 669, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE BANKING COMMISSION APPELLATE PROCEDURES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 27.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 835 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE LEGISLATIVE COMMISSION ON GLOBAL CLIMATE CHANGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 170 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF STATE SHALL NOTIFY PARTIES OF THE REQUIREMENT TO NOMINATE FIRST AND SECOND ALTERNATE ELECTORS, NOTIFY PARTIES AND ELECTORS OF THE DUAL-OFFICE HOLDING RULE, AND TO ALLOW PRESIDENTIAL ELECTORS TO HOLD THAT OFFICE IN ADDITION TO THE NUMBER OF APPOINTIVE OFFICES ALLOWED BY LAW, is returned for concurrence in the Senate amendment and referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Judiciary I.

S.B. 786, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, is read the first time and referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

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S.J.R. 1099, A JOINT RESOLUTION HONORING THE FOUNDERS OF HERTFORD COUNTY ON THE OCCASION OF THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY, is read the first time.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 27.

CALENDAR

Action is taken on the following:

H.J.R. 1652, A JOINT RESOLUTION HONORING THE FALLEN SOLDIERS WHO SERVED OUR NATION IN OPERATIONS IRAQI FREEDOM AND ENDURING FREEDOM.

Representative Martin offers Amendment No. 1 which is adopted by electronic vote (112-0).

The resolution, as amended, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The resolution, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 395 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL TAXING DISTRICT MADE UP OF THE UNINCORPORATED AREAS OF SURRY COUNTY AND TO AUTHORIZE THE SPECIAL TAXING DISTRICT IN SURRY COUNTY TO LEVY A SIX PERCENT ROOM OCCUPANCY TAX, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Blackwell, Bordsen, Brubaker, Bryant, Coates, Cotham, Crawford, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Samuelson, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tolson, Underhill, Wainwright, E. Warren, Weiss, West, Whilden, Wilkins, Womble, Wray, and Yongue - 77.

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Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boles, Braxton, Brisson, Brown, Burr, Burris-Floyd, Cleveland, Cole, Dollar, Folwell, Frye, Gillespie, Goforth, Gulley, Hilton, Holloway, Howard, Hurley, Killian, Mills, Moore, Rhyne, Sager, Setzer, Spear, Tarleton, Tillis, R. Warren, Wiley, and Williams - 34.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

H.B. 401 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF BOONE TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Blackwell, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Sutton, Tarleton, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 80.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Howard, Hurley, Killian, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Setzer, Stevens, Stiller, Tillis, and Wiley - 30.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

H.B. 403, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FREMONT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Dickson, Dockham, Dollar,

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England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 109.

Voting in the negative: Representatives Allred and Tarleton - 2.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

H.B. 533 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF HICKORY AND CONOVER TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Blackwell, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Harrison, Hill, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Spear, Stam, Starnes, Stewart, Sutton, Tarleton, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 80.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Dollar, Folwell, Frye, Gillespie, Gulley, Hilton, Holloway, Howard, Hurley, Killian, Mills, Moore, Randleman, Rhyne, Sager, Steen, Stevens, Stiller, Tillis, and Wiley - 30.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

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H.B. 564 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX, passes its third reading, as amended, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Blackwell, Blackwood, Bordsen, Braxton, Brisson, Brown, Bryant, Burr, Coates, Cole, Cotham, Crawford, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holloway, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Sutton, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 93.

Voting in the negative: Representatives Allred, Avila, Blust, Boles, Brubaker, Burris-Floyd, Cleveland, Hilton, Howard, McCormick, Mills, Moore, Randleman, Rhyne, Sager, Stevens, and Stiller - 17.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

H.B. 854, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORSYTH COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Blackwell, Blackwood, Blust, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Coates, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Sutton, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 100.

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Voting in the negative: Representatives Allred, Avila, Boles, Burris-Floyd, Cleveland, Hilton, Mills, Randleman, Sager, Setzer, Stevens, and Stiller - 12.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

S.B. 381 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A DOMESTIC VIOLENCE FATALITY PREVENTION AND PROTECTION REVIEW TEAM.

Representative Stevens offers Amendment No. 1 which is adopted by electronic vote (111-1).

Representative Stevens offers Amendment No. 2 which is adopted by electronic vote (111-1).

The bill, as amended, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

H.B. 291 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE COSMETIC ART ACT TO PROVIDE FOR LICENSURE OF PERSONS ENGAGING IN THE PRACTICE OF NATURAL HAIR BRAIDING.

Representative Stam offers Amendment No. 2 which fails of adoption, for lack of majority, by electronic vote (56-56).

Representative Stam offers Amendment No. 3 which fails of adoption by electronic vote (52-59).

The bill, as amended, passes its third reading by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Bordsen, Braxton, Brisson, Brubaker, Bryant, Cole, Cotham, Crawford, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, Harrell, Harrison, Hill, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McElraft, McGee, McLawhorn, Michaux,

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Mobley, Owens, Parmon, Pierce, Rapp, Ross, Steen, Stewart, Stiller, Tarleton, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 73.

Voting in the negative: Representatives Allred, Avila, Blackwell, Blackwood, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Coates, Daughtry, Dollar, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hilton, Holloway, Killian, Langdon, McCormick, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Stevens, Sutton, Tillis, and West - 39.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

H.B. 746 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE LICENSED PROFESSIONAL COUNSELORS ACT AND AUTHORIZING THE NORTH CAROLINA BOARD OF LICENSED PROFESSIONAL COUNSELORS TO INCREASE CERTAIN FEES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Bell, Blackwell, Blackwood, Bordsen, Braxton, Brisson, Brubaker, Bryant, Coates, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, Harrell, Harrison, Hill, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 88.

Voting in the negative: Representatives Allred, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Folwell, Gillespie, Guice, Hilton, Holloway, Hurley, Killian, Langdon, McCormick, Mills, Moore, Neumann, Randleman, Sager, Setzer, Stevens, and West - 24.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

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H.B. 1530 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO RESCIND AN ADVANCED GENERAL REAPPRAISAL OF PROPERTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Cleveland, Coates, Cole, Cotham, Crawford, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 108.

Voting in the negative: Representatives Burris-Floyd, McElraft, and Sager - 3.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

H.B. 1103 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE SEED LAW AND TO INCREASE FEES FOR SEED DEALER LICENSES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Bell, Blackwell, Blackwood, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Coates, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Gulley, Haire, Hall, Harrell, Harrison, Hill, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 92.

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Voting in the negative: Representatives Allred, Blust, Burr, Burris-Floyd, Cleveland, Folwell, Frye, Gillespie, Grady, Guice, Hilton, Holloway, Hurley, Killian, Moore, Randleman, Setzer, Stevens, West, and Wiley - 20.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

S.B. 575 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE LOCATION AND EXPANSION OF CAPITAL INTENSIVE COMPANIES IN THIS STATE BY PROVIDING FOR APPORTIONMENT OF CORPORATE INCOME BASED SOLELY ON THE SALES FACTOR FOR COMPANIES THAT MEET CERTAIN INVESTMENT AND QUALITY JOBS CRITERIA.

Representative Stam offers Amendment No. 1 which fails of adoption by electronic vote (35-77).

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Blackwell, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Haire, Hall, Harrell, Hill, Hilton, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Setzer, Spear, Starnes, Steen, Stewart, Sutton, Tarleton, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 81.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boles, Brown, Burr, Cleveland, Dollar, Folwell, Grady, Guice, Gulley, Harrison, Holloway, Hurley, Justice, Justus, Killian, Langdon, Lewis, McElraft, Mills, Rhyne, Sager, Samuelson, Stam, Stevens, Stiller, Tillis, and Wiley - 31.

Excused absences: Representatives Barnhart, Carney, Current, Earle, Holliman, and Tucker - 6.

Representative Owens moves, seconded by Representative McComas, that the House adjourn, subject to the receipt of Committee Reports, to reconvene May 27 at 3:00 p.m.

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The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 589, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS AND THE STATE HEALTH PLAN TO COVER HEARING AIDS AND REPLACEMENT HEARING AIDS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Insurance.

The committee substitute bill is re-referred to the Committee on Insurance. The original bill is placed on the Unfavorable Calendar.

H.B. 1063 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE RABIES LAWS TO CONFORM WITH RECOMMENDATIONS FROM THE CENTERS FOR DISEASE CONTROL AND THE NATIONAL ASSOCIATION OF STATE PUBLIC HEALTH VETERINARIANS AND TO ALLOW STRAY OR FERAL ANIMALS TO BE EUTHANIZED AND TESTED FOR RABIES AFTER BITING A HUMAN, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Finance.

Committee Substitute Bill No. 2 is re-referred to the Committee on Finance. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 957, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL ENROLLMENT PERIOD IN THE NORTH CAROLINA GROUP HEALTH INSURANCE CONTINUATION LAW AND PROVIDE ELIGIBLE INDIVIDUALS WITH THE SAME CONTINUATION RIGHTS AS UNDER THE FEDERAL AMERICAN RECOVERY AND RE-INVESTMENT ACT OF 2009, with a favorable report and recommendation that the bill be re-referred to the Committee on Insurance.

The bill is re-referred to the Committee on Insurance.

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S.B. 1030 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THE MEANING OF PUBLIC SCHOOL BUILDINGS AS RELATED TO AFTER-SCHOOL CHILD CARE PROGRAMS AND ESTABLISHING PROCEDURES FOR APPROVING EDUCATION CRITERIA FOR AFTER-SCHOOL CHILD CARE PROGRAM COORDINATORS AND GROUP LEADERS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Education.

The House committee substitute bill is re-referred to the Committee on Education. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 1596, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT TO INDIVIDUALS OR BUSINESSES PURCHASING PRODUCTS CERTIFIED AS "WATERSENSE" BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 1020 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT AND RESTORE WATER QUALITY AND QUANTITY IN THE UPPER NEUSE RIVER BASIN, FALLS LAKE, AND OTHER DRINKING WATER SUPPLY RESERVOIRS BY DIRECTING THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE CREDIT TO LOCAL GOVERNMENTS, LANDOWNERS, AND OTHERS WHO REDUCE WATER POLLUTION IN THE UPPER NEUSE RIVER BASIN BEFORE PERMANENT RULES ARE ADOPTED, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment and Natural Resources.

The bill is re-referred to the Committee on Environment and Natural Resources.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

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S.B. 484, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM CERTAIN EX OFFICIO DUTIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Science and Technology.

The bill is re-referred to the Committee on Science and Technology.

S.B. 863 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PURCHASE OF CREDITABLE SERVICE BY MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR CERTAIN PERIODS OF NONQUALIFIED EMPLOYMENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

The House stands adjourned at 5:32 p.m.

SIXTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 27, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"God of Grace:

"Life is full of constant change. It is never a matter of if change will take place as much as it is the way we deal with it when it happens. You alone are a very constant help throughout the seasons of life. When we try to find our way alone on this journey, we are likely to find ourselves adrift or lost. However, when we choose to remain close to your side, we discover that Your grace is more than sufficient for the road ahead. So, we humbly ask You to help us rediscover that You are always right beside us. And, when we have strayed, remind us that it is we who have wandered off and not You. By Your mercy, let us hear again Your eternal invitation of welcome and keep us in Thy tender care as we all head toward home. Amen."

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Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Earle, Holliman, and Mills for today.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 336, AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF RICHLANDS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 385, AN ACT TO MODIFY THE AUTHORITY OF MACON COUNTY TO REGULATE THE SUBDIVISION OF LAND. (S.L. 2009-33)

H.B. 227, AN ACT TO ALLOW THE CITY OF WINSTON-SALEM AND THE CITY OF ROCKY MOUNT TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN SUBSTANDARD RESIDENTIAL PROPERTY TO PROVIDE HOUSING FOR LOW AND MODERATE INCOME PERSONS. (S.L. 2009-34)

H.B. 573, AN ACT TO AUTHORIZE CLEVELAND COMMUNITY COLLEGE TO ENTER INTO A COLLABORATIVE AGREEMENT WITH CLEVELAND COUNTY. (S.L. 2009-35)

H.B. 186, AN ACT TO ALLOW LOCAL GOVERNMENTS TO OBJECT TO THE LOCATION OF ALCOHOLIC BEVERAGE CONTROL STORES IF THE LOCAL GOVERNMENT HAS HELD A PUBLIC HEARING, TAKEN EVIDENCE, AND PASSED A RESOLUTION OBJECTING TO THE LOCATION OF AN ALCOHOLIC BEVERAGE CONTROL STORE. (S.L. 2009-36)

H.B. 616, AN ACT TO CREATE THE OFFENSE OF LARCENY, DESTRUCTION, DEFACEMENT, OR VANDALISM OF PORTABLE TOILETS OR PUMPER TRUCKS. (S.L. 2009-37)

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H.B. 1272, AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUVENILE CODE. (S.L. 2009-38)

H.B. 411, AN ACT TO PROVIDE FOR THE DESIGNATION OF INTERIM MEMBERS TO SERVE ON THE COMMISSION OF INDIAN AFFAIRS IN THE EVENT THAT A TRIBE OR GROUP IS TEMPORARILY UNABLE TO FILL A VACANCY ON THE COMMISSION. (S.L. 2009-39)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 1011, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ASSESSMENTS BY THE CITY OF RALEIGH TO OWNERS OF STORMWATER FACILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 28.

S.B. 52 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING BRUNSWICK, NEW HANOVER, AND PENDER COUNTIES AND THE CITIES OF GREENSBORO AND RALEIGH TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of May 28. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

The committee substitute changes the bill from local to public.

S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF SOUTHPORT TO ENTER INTO AN ANNEXATION AGREEMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 28.

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S.B. 750 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT TRANSFERS OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE NORTH CAROLINA TURNPIKE AUTHORITY TO BE USED FOR DEBT SERVICE ON BONDS ISSUED TO BUILD TURNPIKE PROJECTS FROM THE EQUITY FORMULA AND TO ENABLE THE TURNPIKE AUTHORITY TO ISSUE REFUNDING BONDS THAT ENABLE THE RESTRUCTURING AND EXTENSION OF BONDED INDEBTEDNESS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 754 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA GENERAL STATUTES TO ALLOW THE STATE TO TAKE FULL ADVANTAGE OF THE EXPANSION OF EXISTING BOND PROGRAMS AND THE CREATION OF NEW BOND PROGRAMS UNDER THE AMERICAN RECOVERY AND REINVESTMENT TAX ACT OF 2009 (ARRTA), with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 871, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CALCULATION OF THE MEDICAID SWAP HOLD HARMLESS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

H.B. 1385, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR CONSTRUCTION OF CISTERNS ON RESIDENTIAL AND COMMERCIAL PROPERTY AND PROVIDE THAT LARGE CITIES MAY REGULATE CERTAIN UNDERGROUND IRRIGATION SYSTEMS AND MAY NOT PROHIBIT RAINWATER RECOVERY SYSTEMS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

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The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Jones, Chair, for the Committee on Local Government I:

S.B. 29, A BILL TO BE ENTITLED AN ACT MODIFYING THE STANDARDS FOR SATELLITE ANNEXATIONS FOR THE TOWN OF NORWOOD, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 60, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF WHITE LAKE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 364 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO ILLEGALLY PARKED VEHICLES IN THE TOWN OF APEX TO ALLOW USE OF WHEEL LOCKS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 393 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 540 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF PLEASANT GARDEN TO CHANGE THE STAGGERING OF TERMS OF THE TOWN COUNCIL, with a favorable report and recommendation that the bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

The bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

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By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

S.B. 1021 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT OWNERS OF ABANDONED PROPERTY BY REGULATING PROPERTY FINDERS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

The House committee substitute bill is re-referred to the Committee on Judiciary I. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

S.B. 437 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE FORCE ACCOUNT LIMIT FOR MECKLENBURG COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 1547, A BILL TO BE ENTITLED AN ACT TO CREATE AN EXCLUSION FOR A MOTOR VEHICLE OWNED BY A QUALIFYING SENIOR, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 188 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, IN COLLABORATION WITH THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF AGING AND ADULT SERVICES, THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS FOR SPECIAL CARE POPULATIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Health.

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The bill is re-referred to the Committee on Health.

By Representative Hall, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

S.B. 411 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AFTER THE COMPLETION OF FIFTEEN YEARS OF SERVICE, with a favorable report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

By Representative Cole, Vice Chair, for the Committee on Transportation:

H.B. 1144, A BILL TO BE ENTITLED AN ACT TO MAKE A CHANGE TO THE COMBAT INFANTRY BADGE SPECIAL PLATE TO INCLUDE ALL COMBAT ACTION BADGES AND RIBBONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1521, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING FOR A GREEN VISITOR CENTER IN WILKES COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MINIMUM MOTOR FUELS TAX RATE FOR TWO YEARS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 648, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTNER WITH PRIVATE DEVELOPERS ON TRANSPORTATION IMPROVEMENT PROJECTS

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AND PROVIDE FUNDING DIRECTLY TO THE PRIVATE DEVELOPER, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Williams, Chair, for the Committee on Wildlife Resources:

S.B. 43 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY REQUIRING BOATING SAFETY EDUCATION PRIOR TO OPERATING A VESSEL WITH A MOTOR OF TEN HORSEPOWER OR GREATER, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON MANDATORY BOATING SAFETY EDUCATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

S.B. 1008, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A FEE FOR BONUS ANTLERLESS DEER TAGS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 1009, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE WILDLIFE RESOURCES COMMISSION TO PROVIDE EXEMPTIONS FROM HUNTING LICENSE REQUIREMENTS FOR SPECIAL EVENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 1010, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE WILDLIFE RESOURCES COMMISSION TO ADOPT SEASON STRUCTURES FOR MIGRATORY GAME BIRD SEASONS AND TO ALLOW THE USE OF UNPLUGGED SHOTGUNS AND ELECTRONIC CALLS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

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S.B. 1011 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE SIZES OF TRAPS FOR TAKING WILD ANIMALS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary III.

The House committee substitute bill is re-referred to the Committee on Judiciary III. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 268, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF AN ELECTED OFFICIAL RECOMMENDATION FOR NOTARY PUBLIC APPLICANTS IN COUNTIES WITH MORE THAN FIVE THOUSAND TWO HUNDRED AND FIFTY NOTARIES PUBLIC, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

S.B. 625, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DECEPTIVE ADVERTISING ABOUT GEOGRAPHICAL LOCATION BY BUSINESSES THAT SUPPLY PERISHABLE PRODUCTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

S.B. 647 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING VARIOUS PROVISIONS UNDER THE LAWS PERTAINING TO CERTIFIED PUBLIC ACCOUNTANTS AND ALLOWING PUBLIC ACCOUNTANTS CERTIFIED OR LICENSED OUTSIDE THIS STATE TO PRACTICE IN THIS STATE UNDER CERTAIN CIRCUMSTANCES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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BILL PLACED ON CALENDAR

On motion of Representative Gibson, and without objection, **S.B. 750** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT TRANSFERS OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE NORTH CAROLINA TURNPIKE AUTHORITY TO BE USED FOR DEBT SERVICE ON BONDS ISSUED TO BUILD TURNPIKE PROJECTS FROM THE EQUITY FORMULA AND TO ENABLE THE TURNPIKE AUTHORITY TO ISSUE REFUNDING BONDS THAT ENABLE THE RESTRUCTURING AND EXTENSION OF BONDED INDEBTEDNESS, is placed on today's Calendar.

INTRODUCTION OF PAGES

Pages for the week of May 25 are introduced to the membership. They are: Patricia Barnard of Wake; Caleb Clark of Wake; Samara Clark of Wake; Nancy Copeland of Wake; Seth Denlinger of Wayne; ShaaNi Dent of Gates; Melinda Morgan of Polk; Hillary Mushaka of Wayne; Sarah Parsons of Montgomery; Daniel Sheaffer of Surry; Lindsay Stutts of Wayne; and Perrinetta Williams of Johnston.

CALENDAR

Action is taken on the following:

S.B. 114 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING PRIVATE CLUBS AND RELIGIOUS ORGANIZATIONS FROM CERTAIN PROVISIONS OF THE NORTH CAROLINA STATE BUILDING CODE RELATING TO LIMITED-USE AND LIMITED-ACCESS ELEVATORS AND TO REQUIRE THE ADOPTION OF RULES UNDER THE ELEVATOR SAFETY ACT OF NORTH CAROLINA PROVIDING FOR THE PROMINENT DISPLAY OF IDENTIFYING NUMBERS IN ELEVATORS TO FACILITATE THE EXTRICATION OF PASSENGERS FROM MALFUNCTIONING ELEVATORS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 617, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 703 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER.

Representative McGee offers Amendment No. 1.

On motion of Representative McGee and without objection, the bill, with Amendment No. 1 pending, is temporarily displaced.

S.B. 548, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO SET HEARINGS, GIVE NOTICES, ACCEPT OR REJECT OFFERS, AND TO DECLARE INTENT, AND TO FURTHER DELEGATE CONTRACTING AUTHORITY TO THE CITY MANAGER, passes its second reading by electronic vote (114-0) and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 1103 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE SEED LAW AND TO INCREASE FEES FOR SEED DEALER LICENSES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 93.

Voting in the negative: Representatives Blackwell, Blust, Brown, Burr, Burris-Floyd, Cleveland, Dollar, Folwell, Frye, Gillespie, Grady, Hilton, Holloway, Hurley, Killian, Moore, Randleman, Setzer, West, and Wiley - 20.

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Excused absences: Representatives Carney, Earle, Holliman, and Mills - 4.

Representative Allred requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (92-21).

S.B. 575 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE LOCATION AND EXPANSION OF CAPITAL INTENSIVE COMPANIES IN THIS STATE BY PROVIDING FOR APPORTIONMENT OF CORPORATE INCOME BASED SOLELY ON THE SALES FACTOR FOR COMPANIES THAT MEET CERTAIN INVESTMENT AND QUALITY JOBS CRITERIA.

Representative Stam offers Amendment No. 2.

On motion of Representative Gibson and without objection, the bill, with Amendment No. 2 pending, is temporarily displaced.

H.J.R. 1538, A JOINT RESOLUTION HONORING THE MEMORY OF THE FOUNDERS OF THE HIGH POINT FURNITURE MARKET ON THE OCCASION OF ITS ONE HUNDREDTH ANNIVERSARY, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

S.B. 633, A BILL TO BE ENTITLED AN ACT TO ALLOW AN ADMINISTRATIVE LAW JUDGE TO MAKE THE FINAL DECISION IN A CONTESTED CASE WHEN THE DISPOSITION OF THE CASE HAS BEEN AGREED UPON BY THE PARTIES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 669, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE BANKING COMMISSION APPELLATE PROCEDURES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

May 27, 2009

S.J.R. 1099, A JOINT RESOLUTION HONORING THE FOUNDERS OF HERTFORD COUNTY ON THE OCCASION OF THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

S.B. 575 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE LOCATION AND EXPANSION OF CAPITAL INTENSIVE COMPANIES IN THIS STATE BY PROVIDING FOR APPORTIONMENT OF CORPORATE INCOME BASED SOLELY ON THE SALES FACTOR FOR COMPANIES THAT MEET CERTAIN INVESTMENT AND QUALITY JOBS CRITERIA, which was temporarily displaced, with Amendment No. 2 pending, is before the Body.

Representative Stam withdraws Amendment No. 2.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Haire, Hall, Harrell, Harrison, Hill, Hilton, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Love, Lucas, Luebke, Mackey, Martin, McComas, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Setzer, Spear, Starnes, Steen, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 80.

Voting in the negative: Representatives Allred, Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brown, Burr, Cleveland, Dollar, Folwell, Grady, Guice, Gulley, Holloway, Howard, Hurley, Justice, Justus, Killian, Langdon, Lewis, McCormick, McElraft, Randleman, Rhyne, Sager, Samuelson, Stam, Stevens, Stiller, Tillis, and Wiley - 34.

Excused absences: Representatives Carney, Earle, Holliman, and Mills - 4.

Representative Harrison requests and is granted permission to change her vote from "aye" to "no". The adjusted vote total is (79-35).

May 27, 2009

S.B. 703 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER, which was temporarily displaced, with Amendment No. 1 pending, is before the Body.

Amendment No. 1 fails of adoption by electronic vote (55-59).

The bill passes its second reading by electronic vote (65-49).

Representative Starnes objects to the third reading. The bill remains on the Calendar.

S.B. 750 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT TRANSFERS OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE NORTH CAROLINA TURNPIKE AUTHORITY TO BE USED FOR DEBT SERVICE ON BONDS ISSUED TO BUILD TURNPIKE PROJECTS FROM THE EQUITY FORMULA AND TO ENABLE THE TURNPIKE AUTHORITY TO ISSUE REFUNDING BONDS THAT ENABLE THE RESTRUCTURING AND EXTENSION OF BONDED INDEBTEDNESS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrell, Hill, Howard, Hughes, Jackson, Jeffus, Jones, Justice, Killian, Langdon, Lewis, Love, Lucas, Luebke, Martin, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 94.

Voting in the negative: Representatives Blackwell, Brown, Burr, Cleveland, Folwell, Gillespie, Gulley, Harrison, Hilton, Holloway, Hurley, Insko, Johnson, Justus, Mackey, Sager, Setzer, and Stevens - 18.

Excused absences: Representatives Carney, Earle, Holliman, and Mills - 4.

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RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 69** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY FROM REGULATING THE FEE AMOUNT CHARGED BY A WRECKER SERVICE THAT PARTICIPATES IN THE ROTATION WRECKER SYSTEM FOR THE STATE HIGHWAY PATROL FOR TOWING, REMOVAL, RECOVERY, AND STORAGE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The serial referral to the Committee on Finance remains the same.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 448 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS REGULATING SELF-SERVICE STORAGE FACILITIES, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary II.

The House committee substitute bill is re-referred to the Committee on Judiciary II. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 634, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ADVERTISING AND CONDUCTING OF CERTAIN LIVE MUSICAL PERFORMANCES OR PRODUCTIONS, TO PROVIDE FOR ENFORCEMENT, AND TO IMPOSE A PENALTY, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

The House committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

May 27, 2009

By Representative Hill, Chair, for the Committee on Agriculture:

S.B. 295 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CLOSEST MARKET TO WHICH A CROP MAY BE HAULED TO BE WITHIN ONE HUNDRED FIFTY MILES OF THE FARM FROM WHICH THE CROP IS HAULED, with a favorable report and recommendation that the bill be re-referred to the Committee on Transportation.

The bill is re-referred to the Committee on Transportation.

S.B. 467 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSIST OWNERS IN RECOVERING LOST PETS, RELIEVE OVERCROWDING AT ANIMAL SHELTERS, AND FACILITATE ADOPTIONS OF ANIMALS FROM SHELTERS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

The House committee substitute bill is re-referred to the Committee on Judiciary I. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1000, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE OVERALL LENGTH OF A SINGLE VEHICLE WITH TWO OR MORE AXLES TO FORTY FEET, TO RESTRICT THE OVERALL LENGTH OF VEHICLES TRANSPORTING POLES FOR EMERGENCY REPAIR TO FIFTY-THREE FEET, AND TO MAKE CERTAIN FARM VEHICLES BE SELF-PROPELLED, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Transportation.

The House committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

S.B. 457 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE DEFINITION OF BIODIESEL TO THE ENERGY CREDIT BANKING AND SELLING PROGRAM FOR THE QUALITY

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AND SAFETY OF MOTORISTS AND TO MAKE A CONFORMING CHANGE TO THE ALTERNATIVE FUEL REVOLVING FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

On motion of Representative Owens, seconded by Representative Adams, the House adjourns at 4:42 p.m. to reconvene May 28 at 1:00 p.m.

SEVENTIETH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 28, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Loving God:

"In our constant traveling we are always in danger. As we prepare to make our respective treks home, we pray for Your guiding hand to go with us and keep us safe. Keep us alert and mindful of the road and those around us. The road of life also consists of constant twists and turns, slippery and dangerous situations. Keep us alert and mindful of these impediments on our journey home to You, as well. May we never become complacent nor unaware of the unforeseen corners and blind spots that lurk on our way. Be our headlights and tail lights, our pedal and brake. Keep us always in Your tender care, we pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Earle, and Holliman for today. Representative Stiller is excused for a portion of the Session.

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ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 617, AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

S.B. 633, AN ACT TO ALLOW AN ADMINISTRATIVE LAW JUDGE TO MAKE THE FINAL DECISION IN A CONTESTED CASE WHEN THE DISPOSITION OF THE CASE HAS BEEN AGREED UPON BY THE PARTIES.

S.B. 669, AN ACT TO CLARIFY THE BANKING COMMISSION APPELLATE PROCEDURES.

H.B. 25, AN ACT TO CLARIFY THE PROCESS FOR APPOINTMENTS TO THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE.

H.B. 85, AN ACT TO INCREASE THE LIMIT ON RAFFLE PRIZES AND TO AUTHORIZE THE RAFFLE OF REAL PROPERTY.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 548, AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO SET HEARINGS, GIVE NOTICES, ACCEPT OR REJECT OFFERS, AND TO DECLARE INTENT, AND TO FURTHER DELEGATE CONTRACTING AUTHORITY TO THE CITY MANAGER.

H.B. 550, AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF DENTON FROM TWO TO FOUR YEARS.

H.B. 551, AN ACT TO ESTABLISH A SEASON FOR TAKING FOXES WITH WEAPONS AND BY TRAPPING IN DAVIDSON COUNTY.

H.B. 676, AN ACT TO INSTITUTE TRADITIONAL JURISDICTIONAL BOUNDARIES FOR LAW ENFORCEMENT AGENCIES IN IREDELL COUNTY.

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H.B. 970, AN ACT TO REGULATE HUNTING IN GRANVILLE COUNTY.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1099, A JOINT RESOLUTION HONORING THE FOUNDERS OF HERTFORD COUNTY ON THE OCCASION OF THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY. (RESOLUTION 2009-17)

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 336, AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF RICHLANDS. (S.L. 2009-40)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

S.B. 167 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING ON THE PREMISES OF CORRECTIONAL INSTITUTIONS, TO PROHIBIT THE POSSESSION OF TOBACCO PRODUCTS OR CELL PHONES OUTSIDE OF A LOCKED VEHICLE ON THE PREMISES OF CORRECTIONAL INSTITUTIONS, AND TO MAKE IT A CRIMINAL OFFENSE TO PROVIDE TOBACCO PRODUCTS OR CELL PHONES TO INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

S.B. 606 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROCEDURE FOR PROVIDING NOTICE TO CREDITORS WITHOUT ESTATE ADMINISTRATION WHEN A DECEDENT DIES LEAVING NO PROPERTY SUBJECT TO PROBATE AND TO MAKE A

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TECHNICAL CORRECTION TO THE PROVISION PROVIDING FOR COSTS IN THE ADMINISTRATION OF ESTATES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

S.B. 724, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR CERTAIN PAYMENTS OF AN ESTATE WHILE A CAVEAT IS PENDING, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

S.B. 797 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A JUSTICE'S OR A JUDGE'S DISQUALIFICATION FROM A CASE SHALL BE IN WRITING AND SHALL SPECIFY THE REASON FOR THE DISQUALIFICATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

S.B. 1027 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE NOTIFICATION OF PROPERTY OWNERS UPON THE FILING OF AN APPLICATION FOR A ZONING MAP AMENDMENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

S.B. 957, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL ENROLLMENT PERIOD IN THE NORTH CAROLINA GROUP HEALTH INSURANCE CONTINUATION LAW AND PROVIDE ELIGIBLE INDIVIDUALS WITH THE SAME CONTINUATION RIGHTS AS UNDER THE FEDERAL AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 1.

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By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 819, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE POLYSOMNOGRAPHY PRACTICE ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 285, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW CONCERNING THE RECOGNITION OF FOREIGN MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

S.B. 969 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE POLICY OF NORTH CAROLINA REGARDING THE PROTECTION OF CHILDREN'S WELFARE UNDER THE LAWS PERTAINING TO CHILD PLACING AND CARE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

S.B. 429, A BILL TO BE ENTITLED AN ACT AUTHORIZING NEW HANOVER COUNTY TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

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By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RETAIL SALE AND DISTRIBUTION OF NOVELTY LIGHTERS, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary III.

The House committee substitute bill is re-referred to the Committee on Judiciary III. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

S.B. 564 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL MUNICIPALITIES AND COUNTIES TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THEIR PUBLIC NUISANCE ORDINANCES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary III.

The House committee substitute bill is re-referred to the Committee on Judiciary III. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

S.B. 526 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE SCHOOL VIOLENCE PREVENTION ACT AND TO DEFINE BULLYING OR HARASSING BEHAVIOR AS USED IN THE ACT AS ANY PATTERN OF GESTURES OR WRITTEN, ELECTRONIC, OR VERBAL COMMUNICATIONS, OR ANY PHYSICAL ACT OR ANY THREATENING COMMUNICATION, THAT TAKES PLACE ON SCHOOL PROPERTY, AT ANY SCHOOL-SPONSORED FUNCTION, OR ON A SCHOOL BUS, AND THAT PLACES A STUDENT OR SCHOOL EMPLOYEE IN ACTUAL AND REASONABLE FEAR OF HARM TO HIS OR HER PERSON OR DAMAGE TO HIS OR HER PROPERTY; OR CREATES OR IS CERTAIN TO CREATE A HOSTILE

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ENVIRONMENT BY SUBSTANTIALLY INTERFERING WITH OR IMPAIRING A STUDENT'S EDUCATIONAL PERFORMANCE, OPPORTUNITIES, OR BENEFITS; TO DEFINE HOSTILE ENVIRONMENT AS USED IN THE ACT AS MEANING THE VICTIM SUBJECTIVELY VIEWS THE CONDUCT AS BULLYING OR HARASSING BEHAVIOR AND THE CONDUCT IS OBJECTIVELY SEVERE OR PERVASIVE ENOUGH THAT A REASONABLE PERSON WOULD AGREE THAT IT IS BULLYING OR HARASSING BEHAVIOR; TO PROVIDE THAT BULLYING OR HARASSING BEHAVIOR INCLUDES, BUT IS NOT LIMITED TO, ACTS REASONABLY PERCEIVED AS BEING MOTIVATED BY ANY ACTUAL OR PERCEIVED DIFFERENTIATING CHARACTERISTIC, SUCH AS RACE, COLOR, RELIGION, ANCESTRY, NATIONAL ORIGIN, GENDER, SOCIO-ECONOMIC STATUS, ACADEMIC STATUS, GENDER IDENTITY, PHYSICAL APPEARANCE, SEXUAL ORIENTATION, OR MENTAL, PHYSICAL, DEVELOPMENTAL, OR SENSORY DISABILITY, OR BY ASSOCIATION WITH A PERSON WHO HAS OR IS PERCEIVED TO HAVE ONE OR MORE OF THESE CHARACTERISTICS; AND TO REQUIRE ALL LOCAL SCHOOL ADMINISTRATIVE UNITS TO ADOPT A POLICY PROHIBITING BULLYING AND HARASSING BEHAVIOR AS REQUIRED BY THE ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute No. 2 for **H.B. 201** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DIVISION OF LAW ENFORCEMENT SUPPORT SERVICES IS A DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, TO ASSIGN DUTIES TO THE DIVISION, AND TO MAKE CORRESPONDING CHANGES TO CHAPTERS 20 AND 105 OF THE GENERAL STATUTES TO ALLOW LAW ENFORCEMENT SUPPORT SERVICES TO TRANSFER MOTOR VEHICLES TO LAW ENFORCEMENT AGENCIES WITHOUT HAVING TO BECOME A MOTOR VEHICLE DEALER OR PAY HIGHWAY USE TAXES.

Pursuant to Rule 36(b), Senate Committee Substitute Bill No. 2 is placed on the Calendar of June 1.

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Upon concurrence, Senate Committee Substitute Bill No. 2 changes the title.

S.B. 215 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEANNEX TWO DESCRIBED PARCELS FROM THE CORPORATE LIMITS OF THE TOWN OF ROBBINS AND TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF REANNEXATION, is read the first time and referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance.

S.B. 479, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FREMONT, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

CALENDAR

Action is taken on the following:

H.B. 1011, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ASSESSMENTS BY THE CITY OF RALEIGH TO OWNERS OF STORMWATER FACILITIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Starnes, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: Representatives Cleveland, Setzer, and Steen - 3.

Excused absences: Representatives Carney, Earle, and Holliman - 3.

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S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF SOUTHPORT TO ENTER INTO AN ANNEXATION AGREEMENT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holloway, Howard, Hughes, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 98.

Voting in the negative: Representatives Avila, Brown, Burr, Cleveland, Dollar, Folwell, Gillespie, Guice, Hilton, Hurley, Jackson, Mills, Sager, Setzer, Stevens, and Wiley - 16.

Excused absences: Representatives Carney, Earle, Holliman, and Stiller - 4.

S.B. 750 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT TRANSFERS OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE NORTH CAROLINA TURNPIKE AUTHORITY TO BE USED FOR DEBT SERVICE ON BONDS ISSUED TO BUILD TURNPIKE PROJECTS FROM THE EQUITY FORMULA AND TO ENABLE THE TURNPIKE AUTHORITY TO ISSUE REFUNDING BONDS THAT ENABLE THE RESTRUCTURING AND EXTENSION OF BONDED INDEBTEDNESS, passes its third reading, by the following vote, and is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, Harrell, Hill, Howard, Hughes, Jackson, Jeffus, Jones, Justice, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee,

May 28, 2009

McLawhorn, Michaux, Mills, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 93.

Voting in the negative: Representatives Blackwell, Brown, Burr, Cleveland, Dockham, Folwell, Gillespie, Guice, Harrison, Hilton, Holloway, Hurley, Insko, Johnson, Justus, Moore, Randleman, Sager, Setzer, Starnes, Stevens, and Wiley - 22.

Excused absences: Representatives Carney, Earle, and Holliman - 3.

S.B. 703 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER.

Representative McGee offers Amendment No. 2 which fails of adoption by electronic vote (56-59).

Representative Folwell offers Amendment No. 3 which fails of adoption by electronic vote (55-60).

The bill passes its third reading, by electronic vote (64-50), and is ordered sent to the Senate for concurrence in the House committee substitute.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 750, AN ACT TO EXEMPT TRANSFERS OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE NORTH CAROLINA TURNPIKE AUTHORITY TO BE USED FOR DEBT SERVICE ON BONDS ISSUED TO BUILD TURNPIKE PROJECTS FROM THE EQUITY FORMULA AND TO ENABLE THE TURNPIKE AUTHORITY TO ISSUE REFUNDING BONDS THAT ENABLE THE RESTRUCTURING AND EXTENSION OF BONDED INDEBTEDNESS.

CALENDAR (continued)

S.B. 52 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES AND MUNICIPALITIES TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, passes its second reading, by electronic vote (110-5), and there being no objection is read a third time.

May 28, 2009

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2.

On motion of Representative Owens, seconded by Representative Wainwright, the House adjourns at 2:06 p.m. to reconvene Monday, June 1, 2009, at 7:00 p.m.

SEVENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Monday, June 1, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"As we slip easily into a new month, we become aware of the quick passage of our time here already this year. And, we above anyone else know that there is quite a bit of work that lies ahead of us. As we march forward into the heat of the summer, prioritize our schedule and keep us moving at a good clip that maximizes our time and effectiveness. Keep us from unnecessary grandstanding that may hinder our efforts; and promote good will and collegiality within this Body so that as the issues make their way to this floor, they may be met head on with the tenacity, grit and hearing they deserve. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Brisson, Carney, Earle, Holliman, Jackson, McLawhorn, Parmon, Stiller, and West for today.

June 1, 2009

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

North Carolina General Assembly
House of Representatives
State Legislative Building
Raleigh, NC 27601-1096

Representative Cary Allred
64th District

May 29, 2009

The Honorable Joe Hackney
Speaker of the House
North Carolina General Assembly
Raleigh, NC 27601

Dear Speaker Hackney and Members of the North Carolina House of Representatives:

This is to inform you of my resignation as member of the North Carolina House of Representatives effective Monday, June 1, 2009 at 2:00 PM. It has been my honor and privilege to serve the people of Alamance County and the 64th District in the House of Representatives.

As General Douglas MacArthur said, "Old soldiers never die, they just fade away."

With that, I bid thee farewell.

Sincerely,
S/ Cary D. Allred

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

**H.B. 42, AN ACT TO IMPLEMENT SCIENCE SAFETY MEASURES
IN THE PUBLIC SCHOOLS.**

June 1, 2009

H.B. 218, AN ACT TO MODIFY THE REQUIREMENTS FOR THE NOTICE THAT MUST BE GIVEN TO A PARENT WHEN A STUDENT IS RECOMMENDED FOR A SUSPENSION OF MORE THAN TEN DAYS OR AN EXPULSION FROM SCHOOL.

H.B. 223, AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION PROJECT.

H.B. 642, AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND.

H.B. 925, AN ACT TO AUTHORIZE THE SHARING OF CONFIDENTIAL INFORMATION AMONG AGENCIES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES IN ORDER TO CONDUCT QUALITY ASSESSMENT AND IMPROVEMENT ACTIVITIES AND COORDINATE APPROPRIATE AND EFFECTIVE CARE, TREATMENT, OR HABILITATION OF DHHS CLIENTS.

H.B. 1221, AN ACT DIRECTING THE OFFICE OF STATE PERSONNEL, DEPARTMENT OF PUBLIC INSTRUCTION, NORTH CAROLINA COMMUNITY COLLEGES, AND THE UNIVERSITY OF NORTH CAROLINA TO DEVELOP AN EMPLOYEE BENEFITS STATEMENT THAT REFLECTS THE CURRENT VALUE OF EMPLOYEE BENEFITS PROVIDED TO STATE, PUBLIC SCHOOL, AND COMMUNITY COLLEGE EMPLOYEES.

H.B. 1315, AN ACT TO AMEND CHILD CARE LAWS TO REDEFINE WHO MAY SIGN A MEDICAL WAIVER FOR AN ALTERNATIVE SLEEP POSITION FOR INFANTS IN CHILD CARE.

H.B. 1331, AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAKE AVAILABLE TO THE PUBLIC, AND TO ENCOURAGE HEALTH CARE PROFESSIONALS TO MAKE AVAILABLE TO PREGNANT PATIENTS, EDUCATIONAL INFORMATION REGARDING UMBILICAL CORD STEM CELLS AND UMBILICAL CORD BLOOD BANKING.

June 1, 2009

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 381, AN ACT ESTABLISHING A DOMESTIC VIOLENCE FATALITY PREVENTION AND PROTECTION REVIEW TEAM.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 365, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION. (RESOLUTION 2009-18)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 548, AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO SET HEARINGS, GIVE NOTICES, ACCEPT OR REJECT OFFERS, AND TO DECLARE INTENT, AND TO FURTHER DELEGATE CONTRACTING AUTHORITY TO THE CITY MANAGER. (S.L. 2009-41)

H.B. 550, AN ACT TO CHANGE THE TERM OF OFFICE OF THE MAYOR OF DENTON FROM TWO TO FOUR YEARS. (S.L. 2009-42)

H.B. 551, AN ACT TO ESTABLISH A SEASON FOR TAKING FOXES WITH WEAPONS AND BY TRAPPING IN DAVIDSON COUNTY. (S.L. 2009-43)

H.B. 676, AN ACT TO INSTITUTE TRADITIONAL JURISDICTIONAL BOUNDARIES FOR LAW ENFORCEMENT AGENCIES IN IREDELL COUNTY. (S.L. 2009-44)

H.B. 970, AN ACT TO REGULATE HUNTING IN GRANVILLE COUNTY. (S.L. 2009-45)

June 1, 2009

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 1340, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COURT FEE FOR PERSONS CONVICTED OF LITTERING TO PROVIDE ADDITIONAL LAW ENFORCEMENT RESOURCES TO ENFORCE THE LITTERING LAWS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 1166, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS GOVERNING INSURANCE PRODUCERS AND BROKERS, BAIL BONDSMEN, MOTOR CLUBS, PREMIUM FINANCE COMPANIES, AND COLLECTION AGENCIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 1402, A BILL TO BE ENTITLED AN ACT TO ESTABLISH "COVER NC," A HEALTH CARE ACCESS PROGRAM FOR UNINSURED INDIVIDUALS AND THEIR DEPENDENTS; AND TO ESTABLISH THE NC HEALTH INSURANCE MARKET CHOICES PROGRAM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

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The serial referral to the Committee on Appropriations is stricken.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

S.B. 188 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, IN COLLABORATION WITH THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF AGING AND ADULT SERVICES, THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS FOR SPECIAL CARE POPULATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 2.

S.B. 345, A BILL TO BE ENTITLED AN ACT TO ADD PUBLIC HEALTH PREPAREDNESS AND QUALITY IMPROVEMENT TO THE LIST OF ESSENTIAL PUBLIC HEALTH SERVICES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report and recommendation that the bill be re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

The bill is re-referred to the Committee on Homeland Security, Military, and Veterans Affairs.

S.B. 356 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE NURSING PRACTICE ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

Pursuant to Rule 32(a), the bill is re-referred to the Committee on Judiciary III.

S.B. 802 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NONPROFIT COMMUNITY HEALTH REFERRAL SERVICE THAT REFERS LOW-INCOME PATIENTS TO PHYSICIANS FOR FREE SERVICES IS NOT LIABLE FOR THE ACTS OR OMISSION OF THE PHYSICIAN IN RENDERING SERVICE TO THAT PATIENT, IF THE PHYSICIAN MAINTAINS PROFESSIONAL

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LIABILITY COVERAGE FOR THAT SERVICE, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

The House committee substitute bill is re-referred to the Committee on Judiciary I. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Brisson and Earle, Chairs, for the Committee on Mental Health Reform:

S.B. 799, A BILL TO BE ENTITLED AN ACT TO INCREASE TRANSPARENCY OF STATE FACILITIES THAT PROVIDE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES BY REQUIRING THE DISCLOSURE OF CERTAIN INFORMATION ABOUT DEATH REPORTS, FACILITY POLICE REPORTS, AND INCIDENT REPORTS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary II.

The House committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 867 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN ALL MUNICIPALITIES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 2.

Senate Committee Substitute for **H.B. 1508**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE TWO-THIRDS BONDS ACT OF 2008, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 2.

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Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

S.B. 304 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THE STATE MAY FINANCE UNDER GUARANTEED ENERGY SAVINGS CONTRACTS AND TO MODIFY THE REPORTING REQUIREMENTS, is read the first time and referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Judiciary III.

CALENDAR

Action is taken on the following:

Senate Committee Substitute No. 2 for **H.B. 201** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DIVISION OF LAW ENFORCEMENT SUPPORT SERVICES IS A DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, TO ASSIGN DUTIES TO THE DIVISION, AND TO MAKE CORRESPONDING CHANGES TO CHAPTERS 20 AND 105 OF THE GENERAL STATUTES TO ALLOW LAW ENFORCEMENT SUPPORT SERVICES TO TRANSFER MOTOR VEHICLES TO LAW ENFORCEMENT AGENCIES WITHOUT HAVING TO BECOME A MOTOR VEHICLE DEALER OR PAY HIGHWAY USE TAXES.

On motion of Representative Spear, the House concurs in Senate Committee Substitute Bill No. 2, which changes the title, by electronic vote (102-1), and the bill is ordered enrolled and presented to the Governor.

S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF SOUTHPORT TO ENTER INTO AN ANNEXATION AGREEMENT.

On motion of Representative Owens and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of June 8.

H.B. 1011, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ASSESSMENTS BY THE CITY OF RALEIGH TO OWNERS OF STORM-WATER FACILITIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

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Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holloway, Hughes, Insko, Jeffus, Johnson, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McElraft, McGee, Michaux, Mills, Mobley, Moore, Neumann, Owens, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 95.

Voting in the negative: Representatives Brown, Brubaker, Cleveland, Folwell, Hilton, Howard, Hurley, McCormick, Setzer, and Wiley - 10.

Excused absences: Representatives Barnhart, Brisson, Carney, Earle, Holliman, Jackson, McLawhorn, Parmon, Stiller, and West - 10.

S.B. 957, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL ENROLLMENT PERIOD IN THE NORTH CAROLINA GROUP HEALTH INSURANCE CONTINUATION LAW AND PROVIDE ELIGIBLE INDIVIDUALS WITH THE SAME CONTINUATION RIGHTS AS UNDER THE FEDERAL AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

INTRODUCTION OF PAGES

Pages for the week of June 1 are introduced to the membership. They are: Holly Anderson of Guilford; Betsy Bethune of Wilson; Bonnie Blackburn of Forsyth; Rogers Clark of Bladen; Chezney Cunningham of Wake; Robert Daniel of Wilson; Amanda Farquharson of Johnston; Kelly Grady of Columbia, South Carolina; Evan Haire of Lyme, New Hampshire; Carson Hurt of Wake; Rachel Isom of Gaston; Ma'Kayla Kasey of Cabarrus; Rhett Lippard of Iredell; Zack Mountcastle of Atlanta, Georgia; Kayla Newbill of Cumberland; Haley Ross of Vance; Catherine Strickland of Sampson; Aubrey Tsao of Sampson; and Walt Whitehead of Wake.

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WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 170** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF STATE SHALL NOTIFY PARTIES OF THE REQUIREMENT TO NOMINATE FIRST AND SECOND ALTERNATE ELECTORS, NOTIFY PARTIES AND ELECTORS OF THE DUAL-OFFICE HOLDING RULE, AND TO ALLOW PRESIDENTIAL ELECTORS TO HOLD THAT OFFICE IN ADDITION TO THE NUMBER OF APPOINTIVE OFFICES ALLOWED BY LAW, is withdrawn from the Committee on Election Law and Campaign Finance Reform and pursuant to Rule 36(b), the bill is placed on the Calendar of June 2.

The serial referral to the Committee on Judiciary I is stricken.

On motion of Representative Owens, seconded by Representative Braxton, the House adjourns at 7:25 p.m. to reconvene June 2 at 3:00 p.m.

SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 2, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"As the intense heat of the day works its way into our bodies and we search feverishly for ways to cool down, let us bask in the gentle warmth of Your eternal embrace so that our lives are freshened by Your spirit and our deeds are ripened by Your sunshine. So envelop us with Thy mercy and love that we perspire the fruits of gentleness, goodness, and kindness. And, for all to whom love is a stranger, may they find in our hearts, kind and generous friends. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

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Leaves of absence are granted Representatives Carney, Earle, Holliman, Lewis, McLawhorn, Stiller, Tillis, and West for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 114, AN ACT EXEMPTING PRIVATE CLUBS AND RELIGIOUS ORGANIZATIONS FROM CERTAIN PROVISIONS OF THE NORTH CAROLINA STATE BUILDING CODE RELATING TO LIMITED-USE AND LIMITED-ACCESS ELEVATORS AND TO REQUIRE THE ADOPTION OF RULES UNDER THE ELEVATOR SAFETY ACT OF NORTH CAROLINA PROVIDING FOR THE PROMINENT DISPLAY OF IDENTIFYING NUMBERS IN ELEVATORS TO FACILITATE THE EXTRICATION OF PASSENGERS FROM MALFUNCTIONING ELEVATORS.

S.B. 575, AN ACT TO ENCOURAGE THE LOCATION AND EXPANSION OF CAPITAL INTENSIVE COMPANIES IN THIS STATE BY PROVIDING FOR APPORTIONMENT OF CORPORATE INCOME BASED SOLELY ON THE SALES FACTOR FOR COMPANIES THAT MEET CERTAIN INVESTMENT AND QUALITY JOBS CRITERIA.

S.B. 957, AN ACT TO CREATE A SPECIAL ENROLLMENT PERIOD IN THE NORTH CAROLINA GROUP HEALTH INSURANCE CONTINUATION LAW AND PROVIDE ELIGIBLE INDIVIDUALS WITH THE SAME CONTINUATION RIGHTS AS UNDER THE FEDERAL AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009.

H.B. 135, AN ACT PERMITTING CERTAIN BROADBAND SERVICE PROVIDERS THAT PROVIDE VOICE GRADE COMMUNICATIONS SERVICES WITHIN A DEFINED SERVICE TERRITORY OR FRANCHISE AREA TO OFFER SUCH VOICE GRADE SERVICE AS AN INCIDENT TO BROADBAND SERVICE IN AREAS CONTIGUOUS TO THE PROVIDERS' SERVICE TERRITORY OR FRANCHISE AREA.

H.B. 201, AN ACT TO FACILITATE THE TRANSFER OF MOTOR VEHICLES FROM THE UNITED STATES DEPARTMENT OF DEFENSE TO LOCAL GOVERNMENT UNITS, VOLUNTEER FIRE DEPARTMENTS, AND VOLUNTEER RESCUE SQUADS AND TO CLARIFY THAT THE DIVISION OF LAW ENFORCEMENT SUPPORT SERVICES IS A DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY.

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H.B. 360, AN ACT TO AUTHORIZE THE STATE BAR TO BORROW FUNDS, SUBJECT TO THE APPROVAL OF THE GOVERNOR AND THE COUNCIL OF STATE.

H.B. 439, AN ACT TO REDUCE THE FINANCIAL LOSS TO COUNTIES AND CITIES FOR UNREIMBURSED COUNTY OR CITY AMBULANCE SERVICES PROVIDED TO STATE HEALTH PLAN MEMBERS BY REQUIRING THE STATE HEALTH PLAN TO MAKE PAYMENTS FOR COUNTY OR CITY AMBULANCE SERVICES DIRECTLY OR CO-PAYABLE TO THE COUNTY OR CITY AMBULANCE SERVICE PROVIDER.

H.B. 461, AN ACT TO EXTEND THE SUNSET FOR THE PILOT PROGRAM REGARDING ANNUAL INSPECTIONS OF ANIMAL OPERATIONS THAT ARE SUBJECT TO A GENERAL PERMIT FOR AN ANIMAL WASTE MANAGEMENT SYSTEM.

H.B. 960, AN ACT TO ALLOW SANITARY DISTRICTS THE SAME POWER AS ALL OTHER UNITS OF LOCAL GOVERNMENTS IN ACQUIRING PROPERTY BY CONDEMNATION FOR WATER SUPPLY AND DISTRIBUTION SYSTEMS.

H.B. 1027, AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES FOR PREPAID WIRELESS TELEPHONE SERVICE.

H.B. 1037, AN ACT TO PERMIT CAPITAL APPELLATE AND POSTCONVICTION COUNSEL REASONABLE ACCESS TO THEIR CLIENTS FOLLOWING DECISIONS BY THE COURTS WITH RESPECT TO THEIR CLIENTS' SENTENCES.

H.B. 1039, AN ACT TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO REVISE THE "TRANSCRIPT OF PLEA" FORM PROVIDED TO A DEFENDANT WHO ENTERS A PLEA OF GUILTY OR NO CONTEST TO MORE CLEARLY ADDRESS THE RIGHT OF APPEAL LIMITATIONS AND SHORTER BIOLOGICAL EVIDENCE PRESERVATION TIME FRAME THAT MAY APPLY AS A RESULT OF THE PLEA.

H.B. 1108, AN ACT TO CLARIFY LICENSURE REQUIREMENTS FOR OUT-OF-STATE WEIGHMASTERS UNDER THE LAWS REGULATING PUBLIC WEIGHMASTERS.

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H.B. 1118, AN ACT TO STANDARDIZE WILD BOAR HUNTING SEASON AND THE HARVESTING OF FERAL SWINE AND TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY ISSUES RELATED TO THE IMPORTATION OF FERAL SWINE IN NORTH CAROLINA.

H.B. 1168, AN ACT TO ESTABLISH TITLE PROTECTION FOR SOCIAL WORKERS AND TO AUTHORIZE ANY GOVERNMENTAL EMPLOYEE WHOSE POSITION IS DERIVED FROM THE OFFICE OF STATE PERSONNEL SOCIAL WORK SERIES, HAS BEEN CERTIFIED TO BE SUBSTANTIALLY EQUIVALENT, OR WAS CREATED BY A COUNTY IN A HUMAN SERVICES AGENCY TO USE THE TITLE "SOCIAL WORKER."

H.B. 1175, AN ACT TO UPDATE THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITTING REQUIREMENTS FOR CONFINED ANIMAL FEEDING OPERATIONS (CAFOS).

H.B. 1198, AN ACT TO CLARIFY THAT PERSONS WHO HAD A THREE-YEAR WAITING PERIOD FOR A HEARING ON CONDITIONAL RESTORATION OF A REVOKED LICENSE WHEN THE LAW WAS CHANGED TO A FIVE-YEAR WAITING PERIOD WERE NOT AFFECTED BY THE CHANGE.

H.B. 1327, AN ACT AUTHORIZING LAW ENFORCEMENT AGENCIES TO DISSEMINATE AN ASSESSMENT OF CRIMINAL INTELLIGENCE INFORMATION TO A SCHOOL PRINCIPAL PURSUANT TO FEDERAL LAW.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 758, AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF APEX.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 65, AN ACT TO REENACT AND CLARIFY THE STATUTE AUTHORIZING INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO ATTEND COMMUNITY COLLEGE. (S.L. 2009-46)

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H.B. 220, AN ACT TO REWRITE THE PLEDGE TAKEN BY PRIMARY CANDIDATES CONCERNING WRITE-IN CANDIDACY TO REFLECT THE WRITE-IN ELIGIBILITY STATUTE. (S.L. 2009-47)

H.B. 800, AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS AND TO MAKE RELATED AMENDMENTS TO THE NORTH CAROLINA UNIFORM TRUST CODE AND THE LAW GOVERNING POWERS OF ATTORNEY AND ADMINISTRATION OF DECEDENTS' ESTATES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 2009-48)

H.B. 85, AN ACT TO INCREASE THE LIMIT ON RAFFLE PRIZES AND TO AUTHORIZE THE RAFFLE OF REAL PROPERTY. (S.L. 2009-49)

H.B. 25, AN ACT TO CLARIFY THE PROCESS FOR APPOINTMENTS TO THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE. (S.L. 2009-50)

S.B. 633, AN ACT TO ALLOW AN ADMINISTRATIVE LAW JUDGE TO MAKE THE FINAL DECISION IN A CONTESTED CASE WHEN THE DISPOSITION OF THE CASE HAS BEEN AGREED UPON BY THE PARTIES. (S.L. 2009-51)

S.B. 381, AN ACT ESTABLISHING A DOMESTIC VIOLENCE FATALITY PREVENTION AND PROTECTION REVIEW TEAM. (S.L. 2009-52)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative R. Warren, Chair, for the Committee on Alcoholic Beverage Control:

S.B. 6 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE ABC COMMISSION TO ADOPT RULES CONCERNING PRIVATE CLUBS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

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The House committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 528 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWNS OF FOREST CITY AND LAKE LURE TO ALLOCATE GENERAL FUND PROCEEDS DISTRIBUTED TO THE TOWN FROM A LOCAL ABC BOARD TO SCHOOLS WITHIN THE MUNICIPALITY, with a favorable report and recommendation that the bill be re-referred to the Committee on Local Government II.

The bill is re-referred to the Committee on Local Government II.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

S.B. 636 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS IN THE WATER RESOURCES DEVELOPMENT PROGRAM MAY BE AWARDED TO A LOCAL GOVERNMENT FOR NUISANCE ABATEMENT COSTS THAT THE LOCAL GOVERNMENT CANNOT RECOVER FROM THE OWNER OF THE NUISANCE STRUCTURE AND TO PROVIDE FOR A STUDY OF MEASURES TO MITIGATE THE IMPACT OF EROSION-THREATENED STRUCTURES ON THE PUBLIC BEACH, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 990, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CUTTING, INJURING, OR REMOVING ANOTHER'S TIMBER RESULTING IN DAMAGES THAT EXCEED TWO THOUSAND FIVE HUNDRED DOLLARS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary III.

The House committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

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The serial referral to the Committee on Appropriations remains the same.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 159 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND CLARIFY THE SECOND CLASS PRIORITY EXPENSES AND THE GRAVESTONE AUTHORIZATION IN PROBATE PROCEEDINGS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 909, A BILL TO BE ENTITLED AN ACT EXTINGUISHING THE LIABILITY OF RETAILERS FOR SALES TAX OVER-COLLECTIONS MADE IN RELIANCE ON WRITTEN ADVICE OF THE SECRETARY OF REVENUE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

S.B. 386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FACILITATE FISCAL PLANNING BY REQUIRING COUNTIES AND LOCAL SCHOOL ADMINISTRATIVE UNITS TO REPORT ANTICIPATED EXPENDITURES OF THE PUBLIC SCHOOL BUILDING CAPITAL FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 498, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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S.B. 678, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NEED-BASED PHYSICIAN ASSISTANT SCHOLARSHIPS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 96** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO CHARTER SCHOOLS AND TO MAKE A TECHNICAL CHANGE TO THE AUTHORITY OF CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OR TO NONPROFIT ORGANIZATIONS, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Local Government II.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 436 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM CERTIFICATE OF NEED REVIEW CERTAIN CAPITAL EXPENDITURES FOR NURSING HOMES, ADULT CARE HOMES, AND INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED THAT ENTAIL INNOVATIVE RENOVATIONS AND EXPANSIONS TO IMPROVE QUALITY OF LIFE, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Health.

Senate Committee Substitute for **H.B. 622**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FOR THE TOWN OF LOUISBURG FROM THE COMPETITIVE BIDDING REQUIREMENTS FOR THE LOUISBURG ECONOMIC DEVELOPMENT PROJECT, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Local Government I.

Upon concurrence the Senate committee substitute bill changes the title.

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S.B. 80, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF JACKSONVILLE AND THE CITIES OF CRAMERTON, LOWELL, MCADENVILLE, MOUNT HOLLY, AND RANLO TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is read the first time and referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

S.B. 584 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE PRIVATE PROTECTIVE SERVICES ACT, is read the first time and referred to the Committee on Judiciary III and, if favorable, to the Committee on Finance.

S.B. 674 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE RABIES LAWS TO CONFORM WITH RECOMMENDATIONS FROM THE CENTERS FOR DISEASE CONTROL AND THE NATIONAL ASSOCIATION OF STATE PUBLIC HEALTH VETERINARIANS AND TO ALLOW STRAY OR FERAL ANIMALS TO BE EUTHANIZED AND TESTED FOR RABIES AFTER BITING A HUMAN, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Health.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 1508**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE TWO-THIRDS BONDS ACT OF 2008.

On motion of Representative Owens, the House does not concur in the Senate committee substitute bill, by the following vote, and conferees are requested.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hughes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer,

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Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 107.

Voting in the negative: Representatives Bryant and Jackson - 2.

Excused absences: Representatives Carney, Earle, Holliman, Lewis, McLawhorn, Stiller, Tillis, and West - 8.

The Senate is so notified by Special Message.

H.B. 170 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF STATE SHALL NOTIFY PARTIES OF THE REQUIREMENT TO NOMINATE FIRST AND SECOND ALTERNATE ELECTORS, NOTIFY PARTIES AND ELECTORS OF THE DUAL-OFFICE HOLDING RULE, AND TO ALLOW PRESIDENTIAL ELECTORS TO HOLD THAT OFFICE IN ADDITION TO THE NUMBER OF APPOINTIVE OFFICES ALLOWED BY LAW.

On motion of Representative Tarleton, the House concurs in the Senate amendment, by electronic vote (104-5), and the bill is ordered enrolled and presented to the Governor.

H.B. 867 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN ALL MUNICIPALITIES.

On motion of Representative Wray, the House concurs in the Senate committee substitute bill, by electronic vote (107-2), and the bill is ordered enrolled and presented to the Governor.

S.B. 188 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, IN COLLABORATION WITH THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF AGING AND ADULT SERVICES, THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS FOR SPECIAL CARE POPULATIONS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered enrolled and presented to the Governor.

Representative Owens moves, seconded by Representative Wray, that the House adjourn, subject to the appointment of conferees, to reconvene June 3 at 3:00 p.m.

The motion carries.

No conferees having been appointed, the House stands adjourned at 5:08 p.m.

SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 3, 2009

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"From You comes every good and perfect gift and from You no secrets are hidden. Cleanse the thoughts of our hearts and minds that we might perfectly love You and magnify Your holy name. Hear us when we pray. See us when we are in need. Speak to us when we know not what to say. Comfort us when we are in sorrow. Celebrate with us when we are joyful. And, even though we know this to be true in our heads, please make the twelve inch journey to our hearts and remind us that You are always near and always more willing to listen than we are to pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives M. Alexander, Carney, and West for today.

June 3, 2009

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 52, AN ACT AUTHORIZING COUNTIES AND MUNICIPALITIES TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION.

S.B. 188, AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, IN COLLABORATION WITH THE DIVISION OF MEDICAL ASSISTANCE, DIVISION OF AGING AND ADULT SERVICES, THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND EAST CAROLINA UNIVERSITY SCHOOLS OF DENTISTRY, THE NORTH CAROLINA DENTAL SOCIETY, AND CURRENT SPECIAL CARE DENTAL PROVIDERS, TO EXAMINE DENTAL CARE OPTIONS FOR SPECIAL CARE POPULATIONS.

S.B. 703, AN ACT CONCERNING INVESTMENTS OF THE STATE TREASURER.

H.B. 170, AN ACT TO PROVIDE THAT THE SECRETARY OF STATE SHALL NOTIFY PARTIES OF THE REQUIREMENT TO NOMINATE FIRST AND SECOND ALTERNATE ELECTORS, NOTIFY PARTIES AND ELECTORS OF THE DUAL-OFFICE HOLDING RULE, AND TO ALLOW PRESIDENTIAL ELECTORS TO HOLD THAT OFFICE IN ADDITION TO THE NUMBER OF APPOINTIVE OFFICES ALLOWED BY LAW.

H.B. 867, AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN ALL MUNICIPALITIES.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 758, AN ACT CONCERNING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF APEX. (S.L. 2009-53)

S.B. 575, AN ACT TO ENCOURAGE THE LOCATION AND EXPANSION OF CAPITAL INTENSIVE COMPANIES IN THIS STATE BY PROVIDING FOR APPORTIONMENT OF CORPORATE INCOME

June 3, 2009

BASED SOLELY ON THE SALES FACTOR FOR COMPANIES THAT MEET CERTAIN INVESTMENT AND QUALITY JOBS CRITERIA. (S.L. 2009-54)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

S.B. 133 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADJUST THE LIMIT ON THE MONTHLY PENSION AMOUNT PAYABLE FROM THE REGISTERS OF DEEDS' SUPPLEMENTAL PENSION FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 204, A BILL TO BE ENTITLED AN ACT TO ENABLE RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO RETURN TO EMPLOYMENT AS NURSING INSTRUCTORS WITHOUT LOSING RETIREMENT BENEFITS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

S.B. 411 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AFTER THE COMPLETION OF FIFTEEN YEARS OF SERVICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

S.B. 468, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO PROVIDE HEALTH INSURANCE BENEFITS TO FORMER EMPLOYEES WHO ARE NOT RECEIVING RETIREMENT

June 3, 2009

BENEFITS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Insurance.

The House committee substitute bill is re-referred to the Committee on Insurance. The original bill is placed on the Unfavorable Calendar.

S.B. 632 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE TREASURER'S GOVERNANCE AND TRANSPARENCY ACT OF 2009, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Goforth and Wray, Chairs, for the Committee on Insurance:

H.B. 589 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS AND THE STATE HEALTH PLAN TO COVER HEARING AIDS AND REPLACEMENT HEARING AIDS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 780 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND COVERAGE UNDER THE INSURANCE GUARANTY ASSOCIATION WITH RESPECT TO STRUCTURED SETTLEMENT ANNUITIES FOR MATTERS INVOLVING PERSONAL INJURY OR ILLNESS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary III.

June 3, 2009

The House committee substitute bill is re-referred to the Committee on Judiciary III. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 893 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE NORTH CAROLINA SELF-INSURANCE SECURITY ASSOCIATION TO COLLECT GROUP SELF-INSURER ASSESSMENTS; TO EXCLUDE FROM PARTICIPATION IN THE ASSOCIATION AGGREGATE SECURITY SYSTEM INDIVIDUAL SELF-INSURERS THAT FAIL TO SUBMIT CERTAIN FINANCIAL INFORMATION; AND TO ADJUST DEPOSIT REQUIREMENTS FOR ALL INDIVIDUAL SELF-INSURERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative Williams, Chair, for the Committee on Wildlife Resources:

H.B. 1631, A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO DEVELOP AND IMPLEMENT A COYOTE NUISANCE REMOVAL PROGRAM AND TO INCREASE CERTAIN HUNTING LICENSE FEES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 307 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING THE USE OF CERTAIN REPTILES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Environment and Natural Resources.

On motion of Representative Love, Committee Amendment No. 1 is adopted by electronic vote (108-0).

The bill, as amended, is re-referred to the Committee on Environment and Natural Resources.

By Representative Braxton, Chair, for the Committee on Local Government II:

June 3, 2009

S.B. 390 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MIDLAND TO PARTICIPATE IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM WITHOUT PROVIDING PRIOR SERVICE CREDITS TO ITS EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

S.B. 433, A BILL TO BE ENTITLED AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 511, A BILL TO BE ENTITLED AN ACT TO REENACT THE SALES TAX REFUND FOR CERTAIN VOLUNTEER EMERGENCY RESPONSE PERSONNEL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

H.B. 772 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HUNTERSVILLE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of June 4. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 819 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE POLYSOMNOGRAPHY PRACTICE ACT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of June 4. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

June 3, 2009

H.B. 1595 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE MALT BEVERAGE SPECIAL EVENT PERMITS AND MALT BEVERAGE TASTING PERMITS IN THE SAME OR SIMILAR MANNER AS WINE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of June 4. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MINIMUM MOTOR FUELS TAX RATE FOR TWO YEARS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

By Representative Tarleton, Chair, for the Committee on Water Resources and Infrastructure:

S.B. 661 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING LESSORS OF CONTIGUOUS PREMISES TO ALLOCATE THE COST FOR WATER AND SEWER SERVICE TO EACH TENANT USING EQUIPMENT THAT MEASURES HOT WATER USAGE, REQUIRING LANDLORDS TO IMPROVE THE HABITABILITY OF DWELLING UNITS BY REPAIRING CERTAIN UNSAFE CONDITIONS, STAYING THE EXECUTION OF A JUDGMENT FOR SUMMARY EJECTMENT WHILE A MOTION FOR MODIFICATION OF THE UNDERTAKING IS PENDING, ESTABLISHING FEES FOR ADMINISTRATIVE SERVICES IN RESIDENTIAL TENANCIES, AND ESTABLISHING THE CIRCUMSTANCES UNDER WHICH A CITY MAY ORDER A DWELLING TO BE VACATED AND CLOSED, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Public Utilities.

The House committee substitute bill is re-referred to the Committee on Public Utilities. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Wilkins, Chair, for the Committee on State Government/State Personnel:

June 3, 2009

H.B. 1135, A BILL TO BE ENTITLED AN ACT TO DETER AND PUNISH PERSONS WHO MAKE FALSE OR FRAUDULENT CLAIMS FOR PAYMENT BY THE STATE AND TO PROVIDE REMEDIES IN THE FORM OF TREBLE DAMAGES AND CIVIL PENALTIES WHEN MONEY IS OBTAINED FROM THE STATE BY REASON OF SUCH CLAIMS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Jones, Chair, for the Committee on Local Government I:

S.B. 389 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE HOUSING AUTHORITY OF THE CITY OF CHARLOTTE TO PARTICIPATE IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM WITHOUT PROVIDING PRIOR SERVICE CREDITS TO ITS EMPLOYEES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Pensions and Retirement.

The House committee substitute bill is re-referred to the Committee on Pensions and Retirement. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 432 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX THE MIDWAY COMMUNITY TO THE TOWN OF ABERDEEN, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 479, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FREMONT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

June 3, 2009

S.B. 495, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXTENSION OF THE EXTRATERRITORIAL JURISDICTION OF THE TOWN OF OAK RIDGE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Cole, Vice Chair, for the Committee on Transportation:

S.B. 380, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO COLLECT DATA RELATED TO CRASHES ON FORMS SUPPLIED BY THE DIVISION, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

S.B. 649, A BILL TO BE ENTITLED AN ACT TO PREVENT SPEED LIMITS IN AREAS NEWLY ANNEXED BY A MUNICIPALITY FROM AUTOMATICALLY BECOMING THIRTY-FIVE MILE-PER-HOUR SPEED ZONES AND TO ALLOW FLEXIBILITY IN THE LOCATION OF WORK ZONE SIGNAGE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

The House committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

S.B. 1000 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RESTRICT THE OVERALL LENGTH OF A SINGLE VEHICLE WITH TWO OR MORE AXLES TO FORTY FEET, TO REQUIRE THAT VEHICLES TRANSPORTING EQUIPMENT OR POLES FOR EMERGENCY UTILITY REPAIR AT NIGHT HAVE TRAILERS THAT ARE NO LONGER THAN FIFTY-THREE FEET, TO INCREASE THE MAXIMUM LENGTH FOR A COMBINATION OF A HOUSE TRAILER USED AS A MOBILE HOME WITH ITS TOWING VEHICLE FROM FIFTY-FIVE TO SIXTY FEET, AND TO MAKE CERTAIN FARM VEHICLES BE SELF-PROPELLED, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

June 3, 2009

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of June 4. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

H.B. 1597, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR THE PURCHASE PRICE OF FUEL-EFFICIENT VEHICLES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 304 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THE STATE MAY FINANCE UNDER GUARANTEED ENERGY SAVINGS CONTRACTS AND TO MODIFY THE REPORTING REQUIREMENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 1598, A BILL TO BE ENTITLED AN ACT CREATING THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS INCENTIVES FOR JOB PRESERVATION AND GROWTH, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 332 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE PURCHASING AND CONTRACTING AUTHORITY BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES ON BEHALF OF THE NORTH CAROLINA ZOOLOGICAL PARK; TO EXPAND THE UMSTEAD EXEMPTION FOR THE PARK; TO IMPROVE THE ADMINISTRATION OF PARK OPERATIONS; TO REQUIRE A REPORTING OF THE PROGRESS

June 3, 2009

AND IMPLEMENTATION OF THE MANDATES OF THIS ACT; TO ESTABLISH THE NORTH CAROLINA ZOOLOGICAL PARK FUNDING AND ORGANIZATION STUDY COMMITTEE AND TO ANNEX CERTAIN PROPERTY OWNED BY THE NC ZOOLOGICAL SOCIETY INTO THE CITY OF ASHEBORO, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Spear, Chair, for the Committee on Marine Resources and Aquaculture:

S.B. 105 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE MARINE FISHERIES COMMISSION TO STUDY ISSUES AND ADOPT RULES RELATED TO THE SUSPENSION, REVOCATION, AND REISSUANCE OF LICENSES AND TO MAKE CONFORMING CHANGES, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 107 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE OYSTER AND HARD CLAM FISHERY MANAGEMENT PLAN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

By Representative Harrell, Chair, for the Committee on Science and Technology:

S.B. 484, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM CERTAIN EX OFFICIO DUTIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

June 3, 2009

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

North Carolina General Assembly
House of Representatives

Representative Bonner Stiller
17th District

June 3, 2009

Speaker of the House of the North Carolina General Assembly
The Honorable Joe Hackney
The Republican Party of North Carolina
The Republican Party of Brunswick County

Ladies and Gentlemen:

I am writing to notify you that I am tendering my official notice of intent to resign. The date of my official resignation is June 15, 2009. This has been a very difficult decision to reach and one that I have truly struggled with. A variety of factors have led me to reach this conclusion.

The opportunity to serve in the North Carolina House of Representatives and represent the citizens of Brunswick County has been a privilege and an honor. My opportunity to serve would not have been possible without the support of my wife, Julie and our four children, my law partner, Jason Disbrow and our staff.

Constraints on my time and the obligations I have in my personal and professional life have caused me to reflect, review and examine the priorities currently in my life. I started the journey seeking the Lord's guidance and I have sought the same in reaching this decision. Family must come first and it is clear to me that I must be more available and involved at home especially with our two sons ages twelve and fifteen. Both are very involved in school, sports programs, church and other extracurricular activities and I do not want to miss any more opportunities than I already have with them and their older sisters. The old adage of "they grow up so fast" has never been clearer to me than now. I haven't even been able to attend a summer vacation with my family for the last six years as the General Assembly obligation consumes all of the vacation time the kids have outside the school.

June 3, 2009

My law career also demands that I fully reinvest my time and energy. With the economy in its current condition we are very fortunate to still have a thriving business and caseload, but being in Raleigh creates an additional amount of responsibility on my law partner. Jason has done an exceptional job and without his expertise and sacrifice, I would not have been able to be working two jobs these last seven years. I want to also publicly acknowledge my appreciation to the Judges both in District Court and Superior Court as well as the District Attorney's Office in working with me and my schedule.

After a major decision in life has been made such as this, there is a great sense of relief because of the struggle that existed in reaching such conclusions. But this decision is one made with much thought and prayer and squarely lands on solid principles of family and career coming first. Public service is a privilege and honorable thing to put your life and energy into and I thank the citizens of Brunswick County for entrusting and allowing me this great privilege.

Respectfully,
S/ Bonner L. Stiller

BILL PLACED ON CALENDAR

Without objection, **S.B. 433**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT, is placed on today's Calendar for immediate consideration.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 108.

June 3, 2009

Voting in the negative: None.

Excused absences: Representatives M. Alexander, Carney, and West - 3.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 22 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE YOUTH EMPLOYMENT PROTECTIONS BY REQUIRING THE COMMISSIONER OF LABOR TO REPORT ON ENFORCEMENT ACTIVITIES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 4.

S.B. 367 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE BILLINGS IN EXCESS OF COSTS FROM THE FRANCHISE TAX CAPITAL BASE FOR TAXPAYERS USING THE PERCENTAGE OF COMPLETION METHOD OF REVENUE RECOGNITION, is read the first time and referred to the Committee on Finance.

BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 96** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES, COUNTIES, AND LOCAL BOARDS OF EDUCATION TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO CHARTER SCHOOLS AND TO MAKE TECHNICAL CHANGES TO THAT AUTHORITY, is withdrawn from the Committee on Local Government II and pursuant to Rule 36(b), is placed on the Calendar of June 4.

On motion of Representative Owens and without objection, **H.B. 436** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM CERTIFICATE OF NEED REVIEW CERTAIN CAPITAL EXPENDITURES FOR NURSING HOMES, ADULT CARE HOMES, AND INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED THAT ENTAIL INNOVATIVE RENOVATIONS AND EXPANSIONS TO IMPROVE QUALITY OF LIFE, is withdrawn from the Committee on Health and pursuant to Rule 36(b), is placed on the Calendar of June 4.

June 3, 2009

On motion of Representative Owens, seconded by Representative Boles, the House adjourns at 3:31 p.m. to reconvene June 4 at 1:00 p.m.

SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Thursday, June 4, 2009

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Miriam Saxon, Associate Rector, Church of the Good Shepherd, Raleigh, North Carolina:

"Almighty and Loving God, You have so linked our lives one with another that all we do affects, for good or ill, all other lives. Look with favor upon those elected to serve the people of North Carolina and be with them in the decisions they make this day, in the knowledge that their actions affect many others' lives in both large and small ways. So guide them that they may do this work not for self alone, but for the common good.

"As they make painful choices in these difficult economic times, help them to confront one another without hatred or bitterness, and to work together with mutual respect as they individually and collectively struggle for justice and truth, and for fairness for all. Give them wise minds, but kind hearts, and make them ever mindful of their calling to serve the people of this State in Your fear.

"For we ask this in Your Holy Name. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives M. Alexander, Carney, and West for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

June 4, 2009

H.B. 43, AN ACT MAKING IT UNLAWFUL FOR A SCHOOL BOARD MEMBER TO WILLFULLY FAIL TO DISCHARGE THE DUTIES OF THE OFFICE.

H.B. 266, AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT, MAINTAIN, AND PUBLISH STATISTICS ON THE USE OF DEADLY FORCE BY LAW ENFORCEMENT WHICH RESULTS IN DEATH.

H.B. 759, AN ACT TO EXTEND THE ONE-YEAR STAY OF COMPLIANCE WITH THE MANDATORY RECYCLING LAW FOR ABC PERMITTEES TO ACCOMMODATE THOSE PERMITTEES WHO DO NOT HAVE ACCESS TO RECYCLING SERVICES.

H.B. 825, AN ACT TO PERMIT GARBAGE TRUCKS TO STOP ON THE PAVEMENT OF HIGHWAYS OUTSIDE MUNICIPAL LIMITS WHILE COLLECTING GARBAGE OR RECYCLABLE MATERIAL.

H.B. 1083, AN ACT TO REMOVE THE SUNSET PROVISION OF THE ACT THAT STRENGTHENED THE AUTHORITY OF THE STATE VETERINARIAN TO PREVENT AND CONTROL AN OUTBREAK OF FOOT-AND-MOUTH DISEASE AND OTHER FOREIGN ANIMAL DISEASES.

H.B. 1104, AN ACT TO UPDATE NORTH CAROLINA'S MEAT INSPECTION ACT TO BE EQUIVALENT TO FEDERAL STANDARDS BY EXEMPTING OSTRICHES FROM INSPECTION FEES, EXEMPTING RABBITS FROM THE POULTRY PRODUCTS INSPECTION ACT, AND CHANGING THE THRESHOLDS UNDER THE POULTRY PRODUCER EXEMPTION FOR PROCESSING POULTRY PRODUCTS FOR INTERSTATE COMMERCE.

H.B. 1109, AN ACT TO ENABLE COMPANY POLICE AGENCIES OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO ENTER INTO MUTUAL AID AGREEMENTS WITH OTHER LAW ENFORCEMENT AGENCIES.

H.B. 1124, AN ACT RELATING TO UNEMPLOYMENT INSURANCE COMPENSATION FOR CERTAIN SEVERELY DISABLED VETERANS DISCHARGED FOR ACTS OR OMISSIONS ATTRIBUTED TO A SERVICE-CONNECTED DISABILITY.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representatives Glazier, Love, and Weiss, Vice Chairs, for the Committee on Judiciary II:

H.B. 1607, A BILL TO BE ENTITLED AN ACT TO REALLOCATE THREE MONTHS FROM THE MINIMUM SENTENCE OF CLASSES B1 THROUGH E TO THE MAXIMUM SENTENCE, AND TO INCREASE THE PERIOD OF POST-RELEASE SUPERVISION FROM NINE MONTHS TO TWELVE MONTHS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 1027 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE NOTIFICATION OF PROPERTY OWNERS UPON THE FILING OF AN APPLICATION FOR A ZONING MAP AMENDMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 8.

By Representatives England and Insko, Chairs, for the Committee on Health:

H.B. 1243, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE INCOME REQUIREMENTS OF THE MEDICAID AND COMMUNITY ALTERNATIVE PROGRAMS (CAP), with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

S.B. 138 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF UNLAWFUL MANUFACTURE, SALE, DELIVERY, OR POSSESSION OF SALVIA DIVINORUM, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

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The bill is re-referred to the Committee on Judiciary III.

S.B. 141 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES CONCERNING WHEN TESTING FOR VOLATILE ORGANIC COMPOUNDS IN NEWLY CONSTRUCTED PRIVATE DRINKING WATER WELLS IS REQUIRED, AND TO LIMIT DRINKING WATER TESTING FOR THE PRESENCE OF VOLATILE ORGANIC COMPOUNDS IN ACCORDANCE WITH THOSE RULES, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of June 8. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 258 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF EMERGENCY MANAGEMENT TO ESTABLISH A VOLUNTARY MODEL REGISTRY FOR USE BY COUNTIES AND MUNICIPALITIES IN IDENTIFYING FUNCTIONALLY AND MEDICALLY FRAGILE PERSONS IN NEED OF ASSISTANCE DURING A DISASTER; AND TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO OPERATE SIMILAR REGISTRIES, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

S.B. 595 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A NOTATION ON A DRIVERS LICENSE OR SPECIAL IDENTIFICATION CARD THAT AN APPLICANT IS AN ORGAN DONOR OR HAS A LIVING WILL, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

The serial referral to the Committee on Transportation is stricken.

The House committee substitute bill is re-referred to the Committee on Judiciary I. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 628, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO RELEASE

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CONFIDENTIAL DATA IN THE CONTROLLED SUBSTANCES REPORTING SYSTEM TO THE CHIEF MEDICAL EXAMINER AND COUNTY MEDICAL EXAMINERS FOR THE PURPOSE OF INVESTIGATING DEATHS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

S.B. 834 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS REGULATING SANITARIANS AND AUTHORIZING THE STATE BOARD OF SANITARIAN EXAMINERS TO IMPOSE AN APPLICATION FEE, AND TO INCREASE CERTAIN FEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II. The serial referral to the Committee on Finance remains the same.

By Representative Bryant, Chair, for the Committee on Energy and Energy Efficiency:

H.B. 906, A BILL TO BE ENTITLED AN ACT TO CREATE A TAX CREDIT FOR ALTERNATIVE FUEL INFRASTRUCTURE AND TO CREATE A TAX CREDIT FOR ALTERNATIVE FUEL VEHICLES AND ADVANCED TECHNOLOGY VEHICLES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Braxton, Chair, for the Committee on Local Government II:

S.B. 173, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILMINGTON TO EXERCISE EXTRATERRITORIAL PLANNING AND ZONING WITHIN NEW HANOVER COUNTY, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 8. The original bill is placed on the Unfavorable Calendar.

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S.B. 453, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF RALEIGH TO ALLOW ACTIVATION OF PARKING METERS BY CREDIT CARD OR OTHER ELECTRONIC MEANS AND TO USE PROCEEDS COLLECTED FROM PARKING METERS FOR PARKING PROGRAMS AND PROVIDING PARKING FACILITIES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 503, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO GRANT THE CITY MANAGER THE AUTHORITY TO INCLUDE THE CITY'S MINORITY OR WOMEN'S BUSINESS ENTERPRISE REQUIREMENTS IN THE SPECIFICATIONS FOR CITY CONTRACTS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary III.

The House committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 852, A BILL TO BE ENTITLED AN ACT TO DEFER THE PROPERTY TAX DUE ON REAL PROPERTY HELD FOR SALE BY A BUILDER, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Cole, Vice Chair, for the Committee on Transportation:

S.B. 828 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM AMOUNT AT WHICH PROJECTS MAY UNDERGO AN INFORMAL BIDDING PROCESS AND CLARIFY THE APPLICATION OF THIS PROCESS, TO CONTINUE THE DEPARTMENT OF TRANSPORTATION'S PROGRAM FOR PARTICIPATION OF DISADVANTAGED MINORITY-OWNED AND WOMEN-OWNED BUSINESSES, AND TO AMEND VARIOUS STATUTES IN

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CHAPTER 136 OF THE GENERAL STATUTES TO CONFORM WITH THE DEPARTMENT'S FOCUS ON ALL MODES OF TRANSPORTATION INFRASTRUCTURE, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on State Government/State Personnel.

The House committee substitute bill is re-referred to the Committee on State Government/State Personnel. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 356 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE NURSING PRACTICE ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 8.

S.B. 713 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF REMOVING, DESTROYING, OR CIRCUMVENTING THE OPERATION OF AN ELECTRONIC MONITORING DEVICE, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Ways and Means/Broadband Connectivity.

The House committee substitute bill is re-referred to the Committee on Ways and Means/Broadband Connectivity. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 724, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR CERTAIN PAYMENTS OF AN ESTATE WHILE A CAVEAT IS PENDING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 8.

S.B. 1011 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE SIZES OF TRAPS FOR TAKING WILD ANIMALS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 8.

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By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

S.B. 481 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A TRUSTEE TO APPOINT TRUST PROPERTY TO ANOTHER TRUST FOR THE SAME BENEFICIARY, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

S.B. 482 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PERMISSIBLE APPOINTEE UNDER A POWER OF APPOINTMENT IS NOT A TRUST BENEFICIARY, AND TO CLARIFY THAT A LOAN OR PLEDGE BY A TRUSTEE MAY BE MADE IN CONNECTION WITH A LOAN OF THE TRUSTEE'S OWN FUNDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

S.B. 483, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COURTS IN NORTH CAROLINA HAVE THE AUTHORITY TO CREATE TRUSTS BY JUDICIAL ORDER OR JUDGMENT IN CASES PROPERLY BEFORE THE COURT; AND TO SPECIFICALLY PROVIDE THAT NORTH CAROLINA COURTS HAVE THE RIGHT TO CREATE TRUSTS PURSUANT TO 42 U.S.C. § 1396P(D)(4)(A), with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES AND CITIES HAVE THE AUTHORITY TO ORDER EVACUATIONS IN CERTAIN SITUATIONS, AND THAT THE EMERGENCY MANAGEMENT IMMUNITY STATUTE APPLIES TO THEM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 8.

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SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 406** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF JUSTICE AND THE WILDLIFE RESOURCES COMMISSION TO DEVELOP JOINTLY A PLAN FOR CONSTRUCTION OF A FIRING RANGE FOR USE BY CRIMINAL JUSTICE OFFICERS ATTENDING THE WESTERN JUSTICE ACADEMY, LAW ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION AND OTHERS AND FOR A FIRING AND ARCHERY RANGE OPEN AND ACCESSIBLE FOR PUBLIC USE; AND TO PROVIDE THAT ANY FIRING RANGE CONSTRUCTED ON THE GROUNDS OF THE LARRY T. JUSTUS WESTERN JUSTICE ACADEMY SHALL BE AN INDOOR FACILITY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 8.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 633, A BILL TO BE ENTITLED AN ACT RELATING TO THE MANNER OF ELECTION AND ORGANIZATION OF THE BOARD OF COMMISSIONERS OF YANCEY COUNTY, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 8.

CALENDAR

Action is taken on the following:

H.B. 22 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE YOUTH EMPLOYMENT PROTECTIONS BY REQUIRING THE COMMISSIONER OF LABOR TO REPORT ON ENFORCEMENT ACTIVITIES.

On motion of Representative Weiss, the House concurs in the Senate committee substitute bill, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor.

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Senate Committee Substitute for **H.B. 96** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO CHARTER SCHOOLS AND TO MAKE A TECHNICAL CHANGE TO THE AUTHORITY OF CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OR TO NONPROFIT ORGANIZATIONS.

On motion of Representative Faison, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 436 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM CERTIFICATE OF NEED REVIEW CERTAIN CAPITAL EXPENDITURES FOR NURSING HOMES, ADULT CARE HOMES, AND INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED THAT ENTAIL INNOVATIVE RENOVATIONS AND EXPANSIONS TO IMPROVE QUALITY OF LIFE.

On motion of Representative Folwell, the House concurs in the Senate committee substitute bill, by electronic vote (99-13), and the bill is ordered enrolled and presented to the Governor.

S.B. 433, A BILL TO BE ENTITLED AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, K. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

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Voting in the negative: None.

Excused absences: Representatives M. Alexander, Carney, and West - 3.

H.B. 772 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HUNTERSVILLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives M. Alexander, Carney, and West - 3.

H.B. 819 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE POLYSOMNOGRAPHY PRACTICE ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross,

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Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: Representative Daughtry.

Excused absences: Representatives M. Alexander, Carney, and West - 3.

H.B. 1595 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE MALT BEVERAGE SPECIAL EVENT PERMITS AND MALT BEVERAGE TASTING PERMITS IN THE SAME OR SIMILAR MANNER AS WINE.

Pursuant to Rule 24.1A, Representative Lewis requests that he be excused from voting on this bill because he has a personal relationship with an individual who would benefit from the passage of this bill. This request is granted.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blust, Boles, Bordsen, Brisson, Brown, Brubaker, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Guice, Guley, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rhyne, Ross, Samuelson, Spear, Steen, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 91.

Voting in the negative: Representatives Blackwell, Braxton, Burr, Cleveland, Folwell, Frye, Gillespie, Grady, Hilton, Holloway, Hurley, Justice, McElraft, Randleman, Rapp, Sager, Setzer, Stam, Starnes, Stevens, and Stiller - 21.

Excused absences: Representatives M. Alexander, Carney, and West - 3.

Excused vote: Representative Lewis.

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ENROLLED BILL

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 433, AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT.

CALENDAR (continued)

S.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MINIMUM MOTOR FUELS TAX RATE FOR TWO YEARS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, Allen, Bell, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Dickson, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Insko, Jeffus, Jones, Love, Lucas, Luebke, Mackey, Martin, McComas, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Spear, Stewart, Sutton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 63.

Voting in the negative: Representatives Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Guice, Hilton, Holloway, Howard, Hurley, Jackson, Johnson, Justice, Justus, Killian, Langdon, Lewis, McCormick, McElraft, McGee, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Stiller, Tarleton, Tillis, and Wiley - 50.

Excused absences: Representatives M. Alexander, Carney, and West - 3.

Representative McComas states that his voting equipment malfunctioned and he requests to change his vote from "aye" to "no". This request is granted. The adjusted vote total is (62-51).

H.B. 511, A BILL TO BE ENTITLED AN ACT TO REENACT THE SALES TAX REFUND FOR CERTAIN VOLUNTEER EMERGENCY RESPONSE PERSONNEL, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

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Representative E. Floyd requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-0).

The bill passes its third reading and is ordered sent to the Senate.

S.B. 204, A BILL TO BE ENTITLED AN ACT TO ENABLE RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO RETURN TO EMPLOYMENT AS NURSING INSTRUCTORS WITHOUT LOSING RETIREMENT BENEFITS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 411 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AFTER THE COMPLETION OF FIFTEEN YEARS OF SERVICE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 484, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM CERTAIN EX OFFICIO DUTIES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 1000 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO RESTRICT THE OVERALL LENGTH OF A SINGLE VEHICLE WITH TWO OR MORE AXLES TO FORTY FEET, TO REQUIRE THAT VEHICLES TRANSPORTING EQUIPMENT OR POLES FOR EMERGENCY UTILITY REPAIR AT NIGHT HAVE TRAILERS THAT ARE NO LONGER THAN FIFTY-THREE FEET, TO

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INCREASE THE MAXIMUM LENGTH FOR A COMBINATION OF A HOUSE TRAILER USED AS A MOBILE HOME WITH ITS TOWING VEHICLE, AND TO REQUIRE CERTAIN FARM VEHICLES TO BE SELF-PROPELLED WHEN OPERATING ON A HIGHWAY.

On motion of Representative Cole and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of June 8.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1306** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ISSUES RELATED TO RESTORING FLEXIBILITY TO THE SCHOOL CALENDAR, is withdrawn from the Committee on Commerce, Small Business, and Entrepreneurship and re-referred to the Committee on Rules, Calendar, and Operations of the House.

Pursuant to Rule 36(b)1 and without objection, **S.B. 332** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE PURCHASING AND CONTRACTING AUTHORITY BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES ON BEHALF OF THE NORTH CAROLINA ZOOLOGICAL PARK; TO EXPAND THE UMSTEAD EXEMPTION FOR THE PARK; TO IMPROVE THE ADMINISTRATION OF PARK OPERATIONS; TO REQUIRE A REPORTING OF THE PROGRESS AND IMPLEMENTATION OF THE MANDATES OF THIS ACT; TO ESTABLISH THE NORTH CAROLINA ZOOLOGICAL PARK FUNDING AND ORGANIZATION STUDY COMMITTEE AND TO ANNEX CERTAIN PROPERTY OWNED BY THE NC ZOOLOGICAL SOCIETY INTO THE CITY OF ASHEBORO, is withdrawn from the Calendar and re-referred to the Committee on Finance.

BILL WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **S.B. 754** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA GENERAL STATUTES TO ALLOW THE STATE TO TAKE FULL ADVANTAGE OF THE EXPANSION OF EXISTING BOND PROGRAMS AND THE CREATION OF NEW BOND PROGRAMS UNDER THE AMERICAN RECOVERY AND REINVESTMENT TAX ACT OF 2009 (ARRTA), is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of June 8.

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Representative Owens moves, seconded by Representative Williams, that the House adjourn, subject to the receipt of Committee Reports, to reconvene Monday, June 8, 2009 at 7:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 600 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A DEMONSTRATION OF LACK OF PRUDENT AND FEASIBLE ALTERNATIVE IN ORDER FOR PUBLIC CONDEMNORS TO CONDEMN PROPERTY ENCUMBERED BY A CONSERVATION EASEMENT, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The House committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The Senate committee substitute bill is placed on the Unfavorable Calendar.

The House stands adjourned at 2:30 p.m.

SEVENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, June 8, 2009

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

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"There is a season and a time for everything under heaven. We are so very grateful to You for Your steadfast love that sustains us through both times of joy and times of sorrow, when our hearts are full of gladness and when they are broken. Teach us to stop moving just enough to be able to look back and be thankful in seeing how You have guided our footsteps and illuminated our paths. Move us forward and help us to live in the moment yet always yearning for a brighter day. And, when morning breaks help us to be able to sense Your Presence...Your divine Presence that greets us in the early dawn, which guides us through the midday heat and covers us safely at night. May our souls not be content until they find their rest in Thee, O God, our Rock and our Redeemer. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Carney for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 204, AN ACT TO ENABLE RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO RETURN TO EMPLOYMENT AS NURSING INSTRUCTORS WITHOUT LOSING RETIREMENT BENEFITS.

S.B. 411, AN ACT TO AMEND THE PROVISION FOR THE SURVIVOR'S ALTERNATE BENEFIT FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE A BENEFIT FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AFTER THE COMPLETION OF FIFTEEN YEARS OF SERVICE.

S.B. 484, AN ACT TO REMOVE THE STATE AUDITOR FROM CERTAIN EX OFFICIO DUTIES.

H.B. 18, AN ACT TO AMEND SPECIFIC EXPERIENCE HOURS OF THE FOUR HUNDRED CLOCK HOURS REQUIRED FOR PERMANENT LICENSURE AS A SPEECH AND LANGUAGE PATHOLOGIST.

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H.B. 22, AN ACT TO ENHANCE YOUTH EMPLOYMENT PROTECTIONS BY REQUIRING THE COMMISSIONER OF LABOR TO REPORT ON ENFORCEMENT ACTIVITIES.

H.B. 96, AN ACT TO AUTHORIZE CITIES, COUNTIES, AND LOCAL BOARDS OF EDUCATION TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO CHARTER SCHOOLS AND TO MAKE TECHNICAL CHANGES TO THAT AUTHORITY.

H.B. 358, AN ACT TO CLARIFY APPOINTMENT TO CONSECUTIVE TERMS ON THE NORTH CAROLINA STUDY COMMISSION ON AGING AND THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH.

H.B. 436, AN ACT TO EXEMPT FROM CERTIFICATE OF NEED REVIEW CERTAIN CAPITAL EXPENDITURES FOR NURSING HOMES, ADULT CARE HOMES, AND INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED THAT ENTAIL INNOVATIVE RENOVATIONS AND EXPANSIONS TO IMPROVE QUALITY OF LIFE.

H.B. 482, AN ACT RELATING TO THE REINSTATEMENT OF UNUSED SICK LEAVE FOR PUBLIC SCHOOL EMPLOYEES.

H.B. 1129, AN ACT TO CLARIFY A SILVER ALERT MAY BE ISSUED FOR A PERSON OF ANY AGE WHO IS BELIEVED TO BE SUFFERING FROM DEMENTIA OR OTHER COGNITIVE IMPAIRMENT.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 563, AN ACT PROVIDING THAT THE TOWNS OF COLUMBIA AND EDENTON MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER.

H.B. 927, AN ACT TO ALLOW TYRRELL COUNTY TO TRANSFER FUNDS BACK TO THE LOCAL ALCOHOLIC BEVERAGE CONTROL BOARD THAT HAD BEEN HELD BY THE COUNTY IN TRUST TO BE USED TO BUILD A NEW ALCOHOLIC BEVERAGE CONTROL STORE.

H.B. 955, AN ACT TO EXPAND THE MEMBERSHIP AND CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY GAME COMMISSION, TO MAKE CHANGES TO THE COMPENSATION PROVIDED TO MEMBERS OF THE COMMISSION

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AND THE CLERK OF THE COMMISSION, AND TO PROVIDE THAT NO FLOAT BLINDS MAY BE TIED WITHIN THREE HUNDRED YARDS OF A RESIDENCE IN CURRITUCK COUNTY.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 383, A JOINT RESOLUTION HONORING THE FOUNDER OF THE HOUSE OF FLAGS MUSEUM. (RESOLUTION 2009-19)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 433, AN ACT TO CHANGE THE YEARS OF ELECTION, AND TO VALIDATE ELECTIONS IN AND ACTIONS OF THE FIRST CRAVEN SANITARY DISTRICT. (S.L. 2009-55)

S.B. 750, AN ACT TO EXEMPT TRANSFERS OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE NORTH CAROLINA TURNPIKE AUTHORITY TO BE USED FOR DEBT SERVICE ON BONDS ISSUED TO BUILD TURNPIKE PROJECTS FROM THE EQUITY FORMULA AND TO ENABLE THE TURNPIKE AUTHORITY TO ISSUE RE-FUNDING BONDS THAT ENABLE THE RESTRUCTURING AND EXTENSION OF BONDED INDEBTEDNESS. (S.L. 2009-56)

S.B. 669, AN ACT TO CLARIFY THE BANKING COMMISSION APPELLATE PROCEDURES. (S.L. 2009-57)

S.B. 617, AN ACT TO MAKE CONFORMING CORRECTIONS RELATED TO THE REPEALED STALKING STATUTE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 2009-58)

H.B. 42, AN ACT TO IMPLEMENT SCIENCE SAFETY MEASURES IN THE PUBLIC SCHOOLS. (S.L. 2009-59)

H.B. 223, AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION PROJECT. (S.L. 2009-60)

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H.B. 218, AN ACT TO MODIFY THE REQUIREMENTS FOR THE NOTICE THAT MUST BE GIVEN TO A PARENT WHEN A STUDENT IS RECOMMENDED FOR A SUSPENSION OF MORE THAN TEN DAYS OR AN EXPULSION FROM SCHOOL. (S.L. 2009-61)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Coates, Chair, for the Committee on Public Utilities:

H.B. 283 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CREATING THE NORTH CAROLINA BROADBAND TASK FORCE, TO FOCUS ON EXPANDING BROADBAND ACCESS AND USAGE IN NORTH CAROLINA, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute Bill No. 2 is re-referred to the Committee on Rules, Calendar, and Operations of the House. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 889 (Committee Substitute), A BILL TO BE ENTITLED AN ACT FURTHER AUTHORIZING THE UTILITIES COMMISSION TO DETERMINE THE UNIVERSAL SERVICE PROVIDER IN CERTAIN SUBDIVISIONS AND AREAS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Randleman:

H.J.R. 1653, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM OLIVER SWOFFORD, AMERICAN POP SINGER AND NATIVE SON OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

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MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 838 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE AN EXEMPTION FOR SIZE AND WEIGHT RESTRICTIONS OF HAULERS OF SAGE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 9.

Senate Committee Substitute for **H.B. 964** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISCRETIONARY POWERS OF THE INSURANCE GUARANTY ASSOCIATION TO ALLOW IT TO CONTRACT AS A SERVICING FACILITY FOR OTHER ENTITIES AND CONFORM THE ASSOCIATION'S STATUTORY IMMUNITY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 9.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1171 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT LAW STUDENT EXTERNS AT THE GENERAL ASSEMBLY ARE SUBJECT TO LEGISLATIVE CONFIDENTIALITY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 9.

H.B. 1294 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA HEALTH INSURANCE RISK POOL TO PROVIDE PREMIUM SUBSIDIES IF FUNDS ARE AVAILABLE AND TO REQUIRE INSURERS TO NOTIFY APPLICANTS FOR HEALTH INSURANCE COVERAGE ABOUT THE EXISTENCE OF THE POOL, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary II.

H.B. 1399 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CIVIL PENALTIES OF UP TO ONE

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THOUSAND DOLLARS MAY BE ASSESSED FOR VIOLATION OF CAPACITY USE AREA LAWS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 9.

CALENDAR

Action is taken on the following:

H.B. 633, A BILL TO BE ENTITLED AN ACT RELATING TO THE MANNER OF ELECTION AND ORGANIZATION OF THE BOARD OF COMMISSIONERS OF YANCEY COUNTY.

On motion of Representative Rapp, the House concurs in the Senate amendment, by electronic vote (79-36), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 406** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF JUSTICE AND THE WILDLIFE RESOURCES COMMISSION TO DEVELOP JOINTLY A PLAN FOR CONSTRUCTION OF A FIRING RANGE FOR USE BY CRIMINAL JUSTICE OFFICERS ATTENDING THE WESTERN JUSTICE ACADEMY, LAW ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION AND OTHERS AND FOR A FIRING AND ARCHERY RANGE OPEN AND ACCESSIBLE FOR PUBLIC USE; AND TO PROVIDE THAT ANY FIRING RANGE CONSTRUCTED ON THE GROUNDS OF THE LARRY T. JUSTUS WESTERN JUSTICE ACADEMY SHALL BE AN INDOOR FACILITY.

On motion of Representative Justus and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of June 10.

H.B. 772 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HUNTERSVILLE.

Representative Tillis offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

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Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 115.

Voting in the negative: None.

Excused absence: Representative Carney.

S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF SOUTHPORT TO ENTER INTO AN ANNEXATION AGREEMENT.

On motion of Representative Owens and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of June 18.

S.B. 173 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILMINGTON TO EXERCISE EXTRATERRITORIAL PLANNING AND ZONING WITHIN NEW HANOVER COUNTY.

On motion of Representative McComas and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of June 18.

H.B. 819 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE POLYSOMNOGRAPHY PRACTICE ACT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Cleveland, Coates, Cole, Cotham, Crawford, Current, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd,

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Frye, Gibson, Gillespie, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Insko, Jackson, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 111.

Voting in the negative: Representatives Daughtry, Folwell, and Johnson - 3.

Excused absence: Representative Carney.

H.B. 1595 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE MALT BEVERAGE SPECIAL EVENT PERMITS AND MALT BEVERAGE TASTING PERMITS IN THE SAME OR SIMILAR MANNER AS WINE.

Pursuant to Rule 24.1A(c), the request that Representative Lewis be excused from voting on June 4 is continued.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blust, Boles, Bordsen, Brisson, Brown, Bryant, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holliman, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rhyne, Ross, Samuelson, Spear, Steen, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 91.

Voting in the negative: Representatives Blackwell, Braxton, Brubaker, Burr, Cleveland, Folwell, Frye, Gillespie, Grady, Guice, Hilton, Holloway, Hurley, Justice, McElraft, Randleman, Rapp, Sager, Setzer, Stam, Starnes, Stevens, and Stiller - 23.

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Excused absence: Representative Carney.

Excused vote: Representative Lewis.

S.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MINIMUM MOTOR FUELS TAX RATE FOR TWO YEARS.

Representative Blust offers Amendment No. 1.

The Speaker rules that the amendment, which changes the title, is out of order.

Representative Blust moves that the rules be suspended in order that the amendment might be considered.

The motion to suspend the rules fails by electronic vote (51-65).

The bill passes its third reading, by the following vote, and is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Bell, Bordsen, Braxton, Brisson, Bryant, Coates, Cole, Cotham, Crawford, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goforth, Goodwin, Gulley, Haire, Hall, Harrell, Harrison, Hill, Holliman, Hughes, Insko, Jeffus, Jones, Love, Lucas, Luebke, Mackey, Martin, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Spear, Stewart, Sutton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, Womble, Wray, and Yongue - 64.

Voting in the negative: Representatives Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brown, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Guice, Hilton, Holloway, Howard, Hurley, Jackson, Johnson, Justice, Justus, Killian, Langdon, Lewis, McComas, McCormick, McElraft, McGee, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Stiller, Tarleton, Tillis, West, and Wiley - 52.

Excused absence: Representative Carney.

S.B. 754 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA GENERAL STATUTES TO ALLOW THE STATE TO TAKE FULL ADVANTAGE OF THE EXPANSION OF EXISTING BOND PROGRAMS AND THE CREATION OF NEW

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BOND PROGRAMS UNDER THE AMERICAN RECOVERY AND REINVESTMENT TAX ACT OF 2009 (ARRTA), passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McComas, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 112.

Voting in the negative: Representatives Avila, Cleveland, Hurley, and Killian - 4.

Excused absence: Representative Carney.

S.B. 141 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES CONCERNING WHEN TESTING FOR VOLATILE ORGANIC COMPOUNDS IN NEWLY CONSTRUCTED PRIVATE DRINKING WATER WELLS IS REQUIRED, AND TO LIMIT DRINKING WATER TESTING FOR THE PRESENCE OF VOLATILE ORGANIC COMPOUNDS IN ACCORDANCE WITH THOSE RULES, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2.

S.B. 256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES AND CITIES HAVE THE AUTHORITY TO ORDER EVACUATIONS IN CERTAIN SITUATIONS, AND THAT THE EMERGENCY MANAGEMENT IMMUNITY STATUTE APPLIES TO THEM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE

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ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 356 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE NURSING PRACTICE ACT, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 724, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR CERTAIN PAYMENTS OF AN ESTATE WHILE A CAVEAT IS PENDING, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 1000 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO RESTRICT THE OVERALL LENGTH OF A SINGLE VEHICLE WITH TWO OR MORE AXLES TO FORTY FEET, TO REQUIRE THAT VEHICLES TRANSPORTING EQUIPMENT OR POLES FOR EMERGENCY UTILITY REPAIR AT NIGHT HAVE TRAILERS THAT ARE NO LONGER THAN FIFTY-THREE FEET, TO INCREASE THE MAXIMUM LENGTH FOR A COMBINATION OF A HOUSE TRAILER USED AS A MOBILE HOME WITH ITS TOWING VEHICLE, AND TO REQUIRE CERTAIN FARM VEHICLES TO BE SELF-PROPELLED WHEN OPERATING ON A HIGHWAY, passes its second reading, by electronic vote (111-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2.

S.B. 1011 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE SIZES OF TRAPS FOR TAKING WILD ANIMALS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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Representative Glazier requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (115-0).

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 1027 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE NOTIFICATION OF PROPERTY OWNERS UPON THE FILING OF AN APPLICATION FOR A ZONING MAP AMENDMENT, passes its second reading, by electronic vote (115-0).

Representative Glazier objects to the third reading. The bill remains on the Calendar.

INTRODUCTION OF PAGES

Pages for the week of June 8 are introduced to the membership. They are: Glenn Bailey of Ashe; Zachary Beaty of Myrtle Beach, South Carolina; Carl Bower of Anson; Derek Danner of Davie; Caitlin Durr of Craven; Powell Eddins of Wake; Alex Finley of Wake; Mackenzie Hathaway of Wake; Antonio Kornegay of Jones; Cooper Lindel of Forsyth; Trey Love of Lee; Jazmine Maldonado of Forsyth; Elizabeth Mitchell of Craven; Will Monk of Pitt; Hannah Morgan of Wake; Robert Nelson of Carteret; William Pope of Wake; Nicholas Ritcher of Wake; Kevin Rose of Johnston; Alex Sugg of Greene; Sarah Swindell of Lee; and Dillon Teel of Lee.

On motion of Representative Owens, seconded by Representative Dollar, the House adjourns at 8:14 p.m. to reconvene June 9 at 11:00 a.m.

SEVENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 9, 2009

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker. Without objection, the House proceeds to the ratification of bills.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

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S.B. 200, AN ACT TO ESTABLISH A MINIMUM MOTOR FUELS TAX RATE FOR TWO YEARS.

S.B. 256, AN ACT TO CLARIFY THAT COUNTIES AND CITIES HAVE THE AUTHORITY TO ORDER EVACUATIONS IN CERTAIN SITUATIONS, AND THAT THE EMERGENCY MANAGEMENT IMMUNITY STATUTE APPLIES TO THEM, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY.

S.B. 356, AN ACT TO MAKE VARIOUS REVISIONS TO THE NURSING PRACTICE ACT.

S.B. 724, AN ACT TO ALLOW FOR CERTAIN PAYMENTS OF AN ESTATE WHILE A CAVEAT IS PENDING.

H.B. 490, AN ACT TO GRANT ADDITIONAL PURCHASING FLEXIBILITY TO COMMUNITY COLLEGES.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 633, AN ACT RELATING TO THE MANNER OF ELECTION AND ORGANIZATION OF THE BOARD OF COMMISSIONERS OF YANCEY COUNTY.

H.B. 833, AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 957, AN ACT TO CREATE A SPECIAL ENROLLMENT PERIOD IN THE NORTH CAROLINA GROUP HEALTH INSURANCE CONTINUATION LAW AND PROVIDE ELIGIBLE INDIVIDUALS WITH THE SAME CONTINUATION RIGHTS AS UNDER THE FEDERAL AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009. (S.L. 2009-62)

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H.B. 1221, AN ACT DIRECTING THE OFFICE OF STATE PERSONNEL, DEPARTMENT OF PUBLIC INSTRUCTION, NORTH CAROLINA COMMUNITY COLLEGES, AND THE UNIVERSITY OF NORTH CAROLINA TO DEVELOP AN EMPLOYEE BENEFITS STATEMENT THAT REFLECTS THE CURRENT VALUE OF EMPLOYEE BENEFITS PROVIDED TO STATE, PUBLIC SCHOOL, AND COMMUNITY COLLEGE EMPLOYEES. (S.L. 2009-63)

H.B. 1315, AN ACT TO AMEND CHILD CARE LAWS TO REDEFINE WHO MAY SIGN A MEDICAL WAIVER FOR AN ALTERNATIVE SLEEP POSITION FOR INFANTS IN CHILD CARE. (S.L. 2009-64)

H.B. 925, AN ACT TO AUTHORIZE THE SHARING OF CONFIDENTIAL INFORMATION AMONG AGENCIES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES IN ORDER TO CONDUCT QUALITY ASSESSMENT AND IMPROVEMENT ACTIVITIES AND COORDINATE APPROPRIATE AND EFFECTIVE CARE, TREATMENT, OR HABILITATION OF DHHS CLIENTS. (S.L. 2009-65)

H.B. 642, AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND. (S.L. 2009-66)

H.B. 1331, AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAKE AVAILABLE TO THE PUBLIC, AND TO ENCOURAGE HEALTH CARE PROFESSIONALS TO MAKE AVAILABLE TO PREGNANT PATIENTS, EDUCATIONAL INFORMATION REGARDING UMBILICAL CORD STEM CELLS AND UMBILICAL CORD BLOOD BANKING. (S.L. 2009-67)

H.B. 563, AN ACT PROVIDING THAT THE TOWNS OF COLUMBIA AND EDENTON MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER. (S.L. 2009-68)

H.B. 927, AN ACT TO ALLOW TYRRELL COUNTY TO TRANSFER FUNDS BACK TO THE LOCAL ALCOHOLIC BEVERAGE CONTROL BOARD THAT HAD BEEN HELD BY THE COUNTY IN TRUST TO BE USED TO BUILD A NEW ALCOHOLIC BEVERAGE CONTROL STORE. (S.L. 2009-69)

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H.B. 955, AN ACT TO EXPAND THE MEMBERSHIP AND CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY GAME COMMISSION, TO MAKE CHANGES TO THE COMPENSATION PROVIDED TO MEMBERS OF THE COMMISSION AND THE CLERK OF THE COMMISSION, AND TO PROVIDE THAT NO FLOAT BLINDS MAY BE TIED WITHIN THREE HUNDRED YARDS OF A RESIDENCE IN CURRITUCK COUNTY. (S.L. 2009-70)

On motion of the Speaker, the House recesses, subject to the receipt of Committee Reports and the referral of bills to committee, at 11:04 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

The Speaker recognizes Reverend Jim Harry, House Chaplain, who joins the Speaker at the podium. Speaker Hackney presents Reverend Harry a Certificate of Acknowledgement and Congratulations on behalf of the Members and Staff in appreciation of his years of service to the North Carolina House of Representatives.

The Reverend Jim Harry makes brief remarks.

The following prayer and blessing are offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"We are thankful for the way that You put people together and, if only for a season, allow their hearts to meld. We are grateful for the opportunities that are created when friendships form, when kindnesses are shared and when an ordinary moment becomes an extraordinary experience. Today, as I leave this Honorable Body, I offer prayers for my sisters and brothers within this Chamber. I ask You to give them wisdom, AND the sense to listen to what You have to offer them. I ask You to give them compassion so that every bill, however big...however small, has the faces of constituents on it. I pray for You to give them courage to fight oppression, to strive for justice and to do kindness to all. Finally, O God, I pray that You will endow them with the gift of servant-hood constantly reminding them that they are here to serve and not to be served...that the best leadership comes when serving the least, the last and the most vulnerable of Your children. Grant Your blessings upon my friends, dear Lord, all of the Members and staff...I humbly pray. And, may God bless the great State of North Carolina. Amen.

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"Now may the Lord bless you and keep you. May the Lord make His face to shine upon you and be gracious unto you. May the Lord lift up His countenance upon you, look at your frame and know your soul and grant you His peace. Amen."

The Speaker welcomes Representative Carney upon her return from an extended illness. The Speaker grants her permission to make brief remarks to the Members from the Well of the House.

Upon completion of her remarks, and at Representative Carney's request, the Speaker extends the courtesies of the gallery to the following members of the General Assembly Police: Officer Will Smith, Sergeant Forrest Johnson, Lieutenant Martin Brock, Officer Willie Morris, Officer Howard Morris, Officer Leonard Gabrouel, and Officer Rodney Talton.

Courtesies are also extended to Representative Bob England, MD; Mark Fleming; Representative Carney's Legislative Assistant, Tazra Mitchell, and her intern, Alexandra Boncek.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Representative Carney is excused for a portion of the Session.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

North Carolina General Assembly
House of Representatives
State Legislative Building
Raleigh 27601-1096

June 9, 2009

North Carolina House of Representatives
16 W. Jones St.
Raleigh, NC 27601

Dear Friends:

I have been appointed to serve as Senior Minister of St. Paul United Methodist Church in Goldsboro, NC. It is a large downtown congregation that has served eastern North Carolina Methodists faithfully since 1850. Due to this

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new pastoral appointment I have met with Speaker Hackney and regretfully resigned my position as Chaplain of the North Carolina House of Representatives effective June 10th. My final prayer will be offered on Tuesday, June 9, 2009.

It has been one of the biggest privileges of my life to serve as the Chaplain of the North Carolina House for the past thirteen years/seven terms. Speaker Harold Brubaker first appointed me Chaplain in 1997; and I have been fortunate to have been appointed by Speaker Black and Speaker Hackney in their respective terms. Both Speaker Brubaker and Speaker Hackney have been mentors to me in the world of politics. They are men of immense character and integrity and I feel blessed to have served under their appointment as an Officer of the NC House.

Throughout my tenure, I have tried in earnest to provide prayers for this Honorable Body that were germane to the calendar, season and/or circumstances of our daily lives. I have also tried to be as present to each Member as possible in times of need. I thank each of you who either publicly or privately invited me into your private lives to act as a spiritual friend during your time of crisis.

I cannot leave the House without offering a large debt of gratitude to the Principal Clerk, Ms. Denise Weeks, and her entire staff. Her office renders innumerable hours of competent and tireless work on behalf of this Body. I, too, have been the recipient of their care and grace, and I am grateful. I know you join me in my acknowledgement of thanksgiving to all of them.

May God's Grace and Peace be with you and remain with you throughout all of your days.

Grace & Peace,
S/ James H. Harry
Chaplain, NC House of Representatives

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

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S.B. 586, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE FILING OF NOTICE OF PENDING LITIGATION FOR ACTIONS SEEKING INJUNCTIVE RELIEF REGARDING SEDIMENTATION AND EROSION CONTROL FOR ANY LAND-DISTURBING ACTIVITY THAT IS SUBJECT TO THE REQUIREMENTS OF ARTICLE 4 OF CHAPTER 113A OF THE GENERAL STATUTES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

S.B. 1018, (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE PLASTIC AND NONRECYCLED PAPER BAG USE ON NORTH CAROLINA'S OUTER BANKS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The House committee substitute bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

S.B. 461 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FAIR AND RELIABLE IMPOSITION OF CAPITAL SENTENCES, TO ENSURE THAT ASSISTANCE RENDERED BY ANY HEALTH CARE PROFESSIONAL IN THE PROCESS OF A LAWFUL EXECUTION BY THE STATE DOES NOT RESULT IN DISCIPLINARY OR CORRECTIVE ACTION BY ANY STATE AUTHORIZED BOARD OR AUTHORITY, TO EXCLUDE THE ADMINISTRATION OF CONTROLLED SUBSTANCES USED IN AN EXECUTION FROM THE PRACTICE OF MEDICINE, TO REMOVE THE REQUIREMENT THAT THE GOVERNOR AND COUNCIL OF STATE APPROVE THE NECESSARY APPLIANCES AND QUALIFIED PERSONNEL FOR THE INFLECTION OF THE PUNISHMENT OF DEATH, AND TO PROHIBIT THE SECRETARY OF CORRECTION FROM SCHEDULING MORE THAN ONE EXECUTION WITHIN A 30-DAY PERIOD, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

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The House committee substitute bill is re-referred to the Committee on Judiciary I. The Senate committee substitute bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 221 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO REVIEW THE ACTIVITIES OF OCCUPATIONAL LICENSING BOARDS, TO REQUIRE THAT CERTAIN LICENSING BOARDS BE AUDITED ANNUALLY, TO SPECIFY A DATE FOR FILING OF REPORTS, TO ESTABLISH SANCTIONS FOR FAILURE TO FILE REPORTS, AND TO REQUIRE THAT BOARD MEMBERS RECEIVE TRAINING, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

H.B. 391 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO OFFER NON-CREDIT COURSES IN SAFE DRIVING TO HIGH SCHOOL STUDENTS DURING THE SCHOOL YEAR, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

Senate Committee Substitute for **H.B. 440** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF AUTOMATED CAMERA OR VIDEO RECORDING SYSTEMS TO DETECT AND PROSECUTE INDIVIDUALS WHO PASS STOPPED SCHOOL BUSES, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

Upon concurrence the Senate committee substitute bill changes the title.

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H.B. 459 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ROCKY MOUNT TO ALLOW THE CITY TO ENACT A FAIR HOUSING ORDINANCE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

H.B. 686 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE NOTICE REQUIREMENTS FOR PROTECTIONS FOR TELEPHONE SUBSCRIBERS WHO WISH TO STOP UNWANTED TELEPHONE SOLICITATIONS AND FOR CONSUMERS WHO ENTER INTO TELEMARKETING TRANSACTIONS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

Senate Committee Substitute for **H.B. 701**, A BILL TO BE ENTITLED AN ACT TO MAKE THE OFFICE OF TAX COLLECTOR IN A VERY COUNTY APPOINTIVE RATHER THAN ELECTIVE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 747**, A BILL TO BE ENTITLED AN ACT INCREASING THE FORCE ACCOUNT LIMIT FOR THE CITY OF ASHEVILLE AND BUNCOMBE COUNTY FOR CONSTRUCTION OR REPAIR PROJECTS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 888** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REGULATE BOW HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY AND TO REGULATE HUNTING WITH GUNS, DOGS, OR BOW AND ARROW ON THE LANDS OF ANOTHER IN WAYNE COUNTY, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1031 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PUBLIC SCHOOLS SEEKING VOLUNTARY CHILD CARE FACILITY LICENSURE MAY USE THE SAME BUILDING STANDARDS FOR PREKINDERGARTEN CLASSROOMS AS FOR KINDERGARTEN CLASSROOMS MEETING CERTAIN REQUIREMENTS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 10.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1103, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JESSE HELMS, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR

Action is taken on the following:

H.B. 838 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE AN EXEMPTION FOR SIZE AND WEIGHT RESTRICTIONS OF HAULERS OF SAGE.

On motion of Representative Spear, the House concurs in the Senate committee substitute bill, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 964** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DISCRETIONARY POWERS OF THE INSURANCE GUARANTY ASSOCIATION TO ALLOW

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IT TO CONTRACT AS A SERVICING FACILITY FOR OTHER ENTITIES AND CONFORM THE ASSOCIATION'S STATUTORY IMMUNITY.

On motion of Representative Dockham, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 1171 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT LAW STUDENT EXTERNS AT THE GENERAL ASSEMBLY ARE SUBJECT TO LEGISLATIVE CONFIDENTIALITY.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 1399 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CIVIL PENALTIES OF UP TO ONE THOUSAND DOLLARS MAY BE ASSESSED FOR VIOLATION OF CAPACITY USE AREA LAWS.

On motion of Representative Braxton, the House concurs in the Senate committee substitute bill, by electronic vote (101-12), and the bill is ordered enrolled and presented to the Governor.

S.B. 754 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA GENERAL STATUTES TO ALLOW THE STATE TO TAKE FULL ADVANTAGE OF THE EXPANSION OF EXISTING BOND PROGRAMS AND THE CREATION OF NEW BOND PROGRAMS UNDER THE AMERICAN RECOVERY AND REINVESTMENT TAX ACT OF 2009 (ARRTA), passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Allen, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stewart, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 109.

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Voting in the negative: Representatives Avila, Cleveland, Hurley, Killian, McCormick, and Stevens - 6.

Excused absence: Representative Carney.

S.B. 1027 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE NOTIFICATION OF PROPERTY OWNERS UPON THE FILING OF AN APPLICATION FOR A ZONING MAP AMENDMENT.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its third reading, by electronic vote (115-0), and is ordered sent to the Senate for concurrence in House Amendment No. 1.

Representative Owens moves, seconded by Representative Yongue, that the House adjourn, subject to the receipt of Committee Reports and the re-referral of bills to committees, to reconvene June 10 at 3:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Michaux, Adams, M. Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

S.B. 202 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2, and recommendation that the House committee substitute bill be re-referred to the Committee on Pensions and Retirement.

Without objection, the House committee substitute bill is re-referred to the Committee on Pensions and Retirement. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar. The serial referral to the Committee on Finance remains the same.

The House stands adjourned.

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